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28
ACTS & LAWS

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28
PASSED BY THE

LEGISLATURE

OF THE

STATE OF VERMONT,

AT THEIR SESSION AT

MONTPELIER,

1870
ON THE

SECOND THURSDAY OF OCTOBER

**One Thousand Eight Hundred and
Ten.**

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ACTS & LAWS.

PASSED BY THE
LEGISLATURE
OF THE
STATE OF VERMONT,

IN OCTOBER,

1810,

CHAPTER 1.

An Act granting relief to Thomas Law.

IT is hereby enacted by the General Assembly of the State of Vermont, That there be, and hereby is granted to Thomas Law, late a subject of the king of Great Britain, but now residing within the United States of America, the right, power, and authority to purchase and hold to himself, his heirs, and assigns forever, any lands, tenements, and hereditaments, within the limits of this State; and all such purchases, and titles derived under the same, shall be deemed good and valid; and the said Thomas Law, shall moreover be deemed and taken to have the right, power, and authority to commence, sue, defend, prosecute and pursue to final Judgment, sentence or decree, any action, suit, bill, plaint, or information in

Thomas Law may purchase & hold lands.

May prosecute and defend actions &c.

any of the courts within this State, in the same manner that any citizen of this state might, or could be entitled to.

Provido. *Provided nevertheless,* That the said Thomas Law shall not be entitled by this Act to hold real property within this State to a greater amount in value, than the sum of ten thousand dollars.

Passed October 18th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 2.

An Act altering the name of Hiram Bigelow.

Preamble. Whereas Hiram Bigelow of Brandon, in the county of Rutland, has petitioned this Legislature to alter his name.—*Therefore,*

Hiram Bigelow's name altered, **IT is hereby enacted by the General Assembly of the State of Vermont,** That there be, and hereby is added to the name of the said Hiram Bigelow, that of Strong; and he shall hereafter be called, and known by the name of Hiram Bigelow Strong.

Passed October 18th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 3.

An Act for the relief of Ebenezer Markham.

Whereas the legislature of the State of Vermont, at their October session in the year 1808, passed an Act liberating Ebenezer Markham from his then confinement in the common gaol in Middlebury, and freeing him from arrest on civil process, for the term of two years from the passing said Act, which time is now almost expired; and the said Ebenezer Markham must again return to his said confinement unless further liberated by this legislature; and whereas the causes which then favored his release, are still in force—*Therefore,*

Preamble.

IT is hereby enacted by the General Assembly of the State of Vermont, That the said Ebenezer Markham be, and he is hereby further released and discharged from his said confinement in said gaol, and shall be free from arrest on legal process in civil actions, issuing under the authority of this State, for and during five years from the passing this Act.

Ebenezer Markham released from prison.

For five years.

Provided, That the said Ebenezer Markham shall take no benefit of this Act until he shall enter into a bond with good and sufficient surety or sureties to the Clerk of the county court, for the county of Addison, to the acceptance of the chief Judge of said court, for the benefit of the creditors of the said Ebenezer Markham; conditioned that the said Ebenezer shall not at any time during said term of five years, waste, squander, or dispose of any of his property to defraud

Shall give bond with surety not to waste his property.

At the expiration of said five years shall surrender himself to the keeper of the prison.

his creditors ; and that at the expiration of said term, he the said Ebenezer shall surrender himself to the keeper of said prison, who is hereby authorised to receive the said Ebenezer into said prison, on the several processes on which he was first committed, in the same manner as though said processes were in full force, and the said Ebenezer had never been liberated therefrom.—And after said Ebenezer shall have so returned to said prison, or within the liberties thereof, and shall have been so received by said keeper of said prison, he the said Ebenezer shall in all respects, be a prisoner to every legal purpose, the same as if he had never been released from said prison, or the liberties thereof.

Passed October 18th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 4.

An Act, suspending the collection of a demand against Jonathan Hastings and Luke Noble.

IT is hereby enacted by the General Assembly of the State of Vermont, That the collection of the balance now due upon a Judgment rendered by the Supreme Court of Judicature, holden at Bennington, in and for the county of Bennington, on the third Tuesday next following the fourth Tuesday in January, A. D. 1810, in favor of the Treasurer of the State,

against Jonathan Hastings and Luke Noble, for the sum of one thousand, seventy eight dollars, and three cents, debt or damages, and sixteen dollars and fifty one cents, costs, be, and the same is hereby suspended for the term of one year from the first day of instant October.—*Provided*, they the said Jonathan and Luke shall, on or before the 15th day of November next, at their own expense, secure the payment thereof with the legal interest, from the 15th day of March last, by executing to the State's Treasurer a Mortgage deed of lands estimated at double the amount of the said balance, in the opinion of the State's Attorney of said county of Bennington, and the town clerk of the town of Reupert, in said county.

Collection
suspended
for one year.

Shall secure
the pay by
mortgage.

Section 2. *And it is hereby further enacted*, That the Clerk of Supreme Court in Bennington County be, and hereby is directed and empowered to issue an Alias Execution on the aforesaid Judgment, at any time within one year after the first day of October next, if the Judgment be not then paid, any usage to the contrary notwithstanding.

Supreme
Court may
issue an Ali-
as Execu-
tion.

Passed October 19th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'ty.*

CHAPTER 5.

An Act to establish the town records of E-
den.

Preamble.

Whereas the inhabitants of the town of Eden at the organization of said town, elected to the office of town clerk, and other officers, persons whose being freeholders is doubted, and have continued said clerk in office to this time, and doubts having arisen as to the legality of the records of said town, in consequence of such appointments: *Therefore,*

Eden records authenticated.

IT is hereby enacted by the General Assembly of the State of Vermont, That the town records of the town of Eden, be, and they hereby are declared good and valid in law, to all intents and purposes, the same as if their town clerk and other officers had been freeholders, and may be read in evidence in any court in this State.

Passed October 22nd, 1810.

A true copy,

Attest: THOMAS LEVERETT, *Sec'y.*

CHAPTER 6.

An Act, granting a tax of three cents per acre, on the town of Fairfield,

Fairfield land tax.

IT is hereby enacted by the General Assembly of the State of Vermont, That there be, and hereby is laid a tax of three cents per acre, on all the lands in the town of Fairfield, in the county of Franklin (lands sequestered to public, pious, and charitable uses excepted) for the purpose of making and repairing roads

and building bridges in said town, to be expended under the direction of Andrew Bradley, Benjamin Worcester, and John Leach, jun. all of said Fairfield, who are hereby appointed a committee to superintend the expenditure of said tax, which is to be expended in the following manner, viz.—the money arising from said tax, on all the lots of land, lying on the roads leading through said town, from St. Albans to Bakersfield, and from Fairfax to Sheldon, together with the money arising from said tax, on all other land in said town, owned by nonresident proprietors, and by the inhabitants living on said roads, shall be expended on said roads, and the remaining part of said tax shall be expended on other roads in said town, under the direction of said committee.

And any Justice of the Peace, within and for the county of Franklin, is hereby authorised to issue his warrant to Bradley Barlow, of said Fairfield, who is hereby appointed a collector to collect said tax, and said committee and collector are hereby directed in the collection, expenditure, and accounting for the monies to be raised by said tax, to conform themselves in all things, to the directions of the general statute laws of this state, in that behalf provided.

Bradley Barlow
Collector.
or.

Passed October 22nd, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 7.

An Act, incorporating certain persons therein named by the name of the Thetford Mineral Company.

Thetford
Mineral
Company
incorporated

Name.

Powers.

May have a
seal.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That William Child, William Heaton, jun. Lyman Fitch, Abner Bartholomew, Zenas Rogers, Richmond Crandell, Cyrel Child, Aaron Cadwell, and Timothy Burnham, and their associates and successors, be, and they are hereby constituted and appointed a body politic, and corporate, to all intents and purposes, by the name of the Thetford Mineral Company, and by that name may sue, and be sued, appear, prosecute and defend, in all suits and actions; may purchase, hold and convey both real and personal property; may have a common seal, and shall have and enjoy, all the privileges which are incident to corporations, for the purpose of exploring and digging for all manner of mineral ores, and making and manufacturing, and vending lead, and any other things that can be wrought from the ore, or mineral substances of every kind, that have been found or may be discovered on lands owned, or which may hereafter be owned by the company of persons in this Act named, their associates, successors and assigns, in the town of Thetford in the county of Orange, or elsewhere in this State.

First meeting when & where held on.

Section 2. *And it is hereby further enacted,* That the first meeting of said corporation, shall be at the house of Lyman Fitch, in said Thetford, on the first Monday of January

next, at which meeting, said corporation may choose such Officers as they may think proper, and establish a mode of calling future meetings ; and may also by the vote of said corporation legalize and establish all agreements and proceedings already entered into, that are not inconsistent with the laws of this state ; and the said corporation may, at the said meeting, and at all other meetings, legally warned, make, repeal, and alter such byelaws, rules and regulations, not repugnant to the laws of this State, as they may deem necessary, to carry into effect the object of said corporation.

May establish all agreements already entered into.

Make byelaws.

Sec. 3. *And it is hereby further enacted,* That the said corporation shall have power to divide their grant into as many shares as they may deem proper ; and such shares shall be taken, deemed and considered as personal estate, to all intents and purposes, and may be transferred in such manner, as said corporation may by their byelaws establish ; and when any share shall be attached on mesne process, an attested copy of such process shall be left with the clerk of said corporation with the Officers return thereon endorsed, at the time of serving the same, otherwise such attachment shall be void ; and such shares may be sold on execution, in the same manner as now is, or may hereafter be provided by law, for making sale of personal property on execution, the Officer serving the same, leaving a copy of such execution, with his return thereon, with the clerk of said corporation, within fourteen days after such sale, and paying the clerk for recording the same ; and such shares, so sold, shall to all intents and purposes vest in the purchaser.

May divide their grant into shares.

Shares in said grant personal estate.

How sold on Execution.

May assess
taxes.

Sec. 4. *And it is hereby further enacted,*
That the said corporation shall have power
by themselves, their agents, or directors, to
assess taxes on such shares and if necessary
to sell such shares for the collection of the
same, in such manner, as such corporation
may by their byé-laws establish.

Shall not ef-
fect any for-
mer grant.

Provided, That nothing contained in this
act shall be so constructed as to effect, injure
or impair any former grant made by this le-
gislation.

Books where
kept.

Provided also, That the books of the cor-
poration shall be kept within said town of
Thetford, and all meetings of said corpora-
tion shall be holden within the same, and the
books shall always be open to the inspection
of any one or more of the proprietors of said
corporation.

Shall be un-
der the con-
trol of the
legislature.

Provided also, That all the privileges grant-
ed by this Act, shall be under the control of
this, or any future legislature, so far as the
public good shall, or may require.

Passed October 22d, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 8.

Treasurer
directed to
pay Josiah
Dunham 91
dollars.

An Act, directing the Treasurer to pay Josiah
Dunham, the sum therein mentioned.

IT is hereby enacted by the General Assembly
of the State of Vermont, That the Treasurer

be, and he hereby is directed to pay to Josiah Dunham, the sum of ninety one dollars, it being the amount allowed by the committee of claims, on his demand against the State.

Passed October 22d, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 9.

An Act, incorporating certain persons therein mentioned, by the name of the Orange Mineral Company.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That Israel Newton, of Norwich; Beriah Loomis, and Jedediah P. Buckingham, both of Thetford, and their present associates, and their successors, be, and they are hereby constituted and appointed, a body politic and corporate, to all intents and purposes, by the name of "The Orange Mineral Company;" and by that name may sue, and be sued, and appear, prosecute, and defend, in all suits, and actions; may purchase, hold and convey, both real and personal estate, and property; may have a common seal; and shall have and enjoy all the privileges, which are incident to corporations, for the purpose of exploring and digging gold, silver, lead, iron, and all manner of mineral ores, which may be found on their lands which they now do own, or hereafter may own, either in the said town of

Orange Mineral Company incorporated.

Name.

Their powers.

May have a seal.

Thetford, or elsewhere. And shall also have the privilege of making and manufacturing white lead, read lead, sugar of led, lethridge of lead, white and blue vitrol, and allum, and also for smelting of iron ores ; and any other things that can be wrought from the ores and metals, which may be, or have been discovered on their lands, or on lands which may be owned by the persons in this act named, their associates, and successors, and assigns, or either of them in the town of Thetford, in Orange county, or elsewhere, and for vending the same.

Sec. 2. *And it is hereby further enacted,* That the said Israel Newton, Beriah Loomis, and Jedediah P. Buckingham, or either of them, be, and hereby are authorised, and empowered, to call the first meeting of said corporation, to meet at the dwelling house of Beriah Loomis, jun. in said Thetford, on the first Monday of January next, at which meeting said corporation, may make choice of all such Officers and directors, as they shall judge necessary ; and shall also establish the mode of calling future meetings ; and may also, by their vote legalize and establish all agreements, and proceedings already entered into, and passed by them, not inconsistent with the laws of this State, and said corporation may, at said meeting, and at all future meetings, legally notified, make, repeal, and alter such bye-laws, rules and regulations, not repugnant to the laws of this State, as they may deem necessary to carry into effect, the object of said corporation, and their meetings shall always be holden in said town of Thetford.

First meet-
ing when &
where hol-
den-

Legalize &
establish all
proceedings,
already en-
tered into.

Make bye-
laws.

Sec. 3. *And it is hereby further enacted,*
 That the said corporation shall have power to divide their grant into as many shares as they may deem proper ; and such shares shall be taken, deemed and considered as personal estate to all intents and purposes, and may be transferred in such manner as said corporation may by their bye-laws establish ; and when any shares shall be attached on mesne process, an attested copy of such process shall be left with the clerk of said corporation with the officers return thereon endorsed, at the time of serving the same, otherwise such attachment shall be void ; and such shares may be sold on execution in the same manner as now is, or may hereafter be provided by law, for making sale of personal property on execution, the Officer serving the same, leaving a copy of such execution, with his return thereon, with the clerk of said corporation within fourteen days after such sale, and paying the clerk for recording the same, and such shares so sold shall to all intents and purposes vest in the purchasers.

And divide their grant into shares.

Shares personal estate.

How sold on execution.

Sec. 4. *And it is hereby further enacted,*
 That the said corporation shall have power by themselves, their agents or directors to vote and assess taxes on such shares, in order to prosecute the object of this grant, and if necessary to sell the same for the collection of said taxes, and such votes and collections of said said taxes, shall be regulated and established by the bye-laws of said corporation, and all such proceedings shall be regularly recorded in the books of said corporation, which books shall always be kept in said county of Orange, and at all times open

May assess taxes.

Books to be kept in the county of Orange.

for the inspection of any one or more of the proprietors of said corporation.

Shall not effect any former grant.

Provided, That nothing contained in this Act shall be so construed as to effect, injure, or impair any former grant made by this legislature.

To be under the control of the legislature.

Provided also, That all the privileges granted by this Act, shall be under the control of this or any future legislature, so far as the public good may or shall require.

Passed October 22d, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 10.

An Act concerning the grand List of the town of Westminster.

Preamble.

Whereas Stephen R. Bradley, in the county of Windham, has made it to appear to this Assembly, that he has been assessed by the listers of the town of Westminster, in the sum of forty thousand dollars, and that he has lost his opportunity of applying to the selectmen for relief, against the said assessment, which he complains is unequal and unjust—*Therefore*,

IT is hereby enacted by the General Assembly of the State of Vermont, That any Justice of the Peace, of said Westminster, together with

two or more of the Selectmen of said town, are hereby authorised and empowered to hear and determine, concerning the list of Stephen R. Bradley, of said town, and to fix the same at such sum as they shall judge just.—And if the said Justice and Selectmen shall fix the same at any sum less than it is at present, the Treasurer of this State is hereby directed to credit the sum so abated, to the town of Westminster, upon the Grand List of the present year; and the said Bradley is to be credited the same sum on his list for the present year, in making up all taxes and assessments thereon; and a copy of this Act from the Secretary of State, shall be sufficient notice to said Listers and Selectmen; and the certificate of the said Justice of the Peace and Selectmen, shall be sufficient evidence to the Treasurer of this State of the sum so fixed as aforesaid.

Provided nevertheless, That the said Bradley, shall take no advantage of this Act, unless he make application to the Selectmen and Justice, within sixty days after the passing of the same:

Passed October 23d, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 11.

An Act, laying a tax of four cents per acre on the town of Warren.

Warren land
tax.

Joseph W.
Eldridge
collector.

IT is hereby enacted by the General Assembly of the State of Vermont, That there be, and hereby is laid a tax of four cents per acre on all the lands of the township of Warren, in the county of Addison, (lands sequestered for public, pious, or charitable uses excepted) for the purpose of making roads and building bridges; said tax to be laid out on the main road, running north and south through said town; to be expended under the direction of Amos Rising, James Richardson and Jonathan Shattuck, all of said Warren, who are hereby appointed a committee to superintend the collection and expenditure of the same— And any Justice of the Peace in the county of Addison, is hereby authorised to issue his warrant to Joseph W. Eldridge, of said Warren, who is hereby appointed a collector, to collect said tax; And the said committee and collector are directed in the collecting, expending, and accounting for the monies raised by said tax, to govern themselves in all things conformably to the general Statutes of this State, in that case made and provided.

Passed October 23d, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 12.

An Act, extending the time allowed for completing the Vergennes and Willsborough Turnpike Road.

IT is hereby enacted by the General Assembly of the State of Vermont, That the corporation of the Vergennes and Willsborough Turnpike Company, be, and hereby are allowed until the 4th day of November, A. D. 1812, to complete and finish said Turnpike road; and no omission to finish said road before said fourth day of November, shall be taken and deemed to be a forfeiture of their grant, any law to the contrary notwithstanding.

Time for completing the Vergennes and Willsboro' Turnpike road extended.

Passed October 23d, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 13.

An Act, laying a tax of three cents per acre on the town of Middlesex.

IT is hereby enacted by the General Assembly of the State of Vermont, That there be, and hereby is laid a tax of three cents per acre, on all the lands in the town of Middlesex, in the county of Chittenden, (lands sequestered for public, pious and charitable uses excepted) for the purpose of making and repairing roads and building bridges in said town, to be expended in the following manner, to wit, one third part to be laid out on the county road leading from Montpelier village, up the north branch to Craftsbury; one third part on the road leading through the notch of the Hogsbacks, so called, to Waterbury, the other third to be laid out in such manner as the

Middlesex land tax.

David Harrington Collector,

committee, hereafter appointed, shall think proper; to be expended under the direction of Nathaniel Carpenter, Micah Hatch, and Benjamin Chatterton, all of said Middlesex, who are hereby appointed a committee to superintend the expenditure of said tax; and any Justice of the Peace, within and for the county of Chittenden, is hereby authorised to issue his warrant to David Harrington of said Middlesex, who is hereby appointed a collector to collect said tax—And the said committee and collector are hereby directed, in the expenditure, collection and accounting for the monies to be raised by said tax, to govern themselves, in all things, agreeably to the general Statutes of this State, in such case made and provided.

Passed October 23d, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 14.

An Act, discharging the person of Josiah Edson from arrest or imprisonment for the term of ten years.

Josiah Edson freed from arrest.

IT is hereby enacted by the General Assembly of the State of Vermont, That the person of Josiah Edson, formerly of Randolph, county of Orange, now of Aurelius in the State of New-York, shall be hereafter free from all imprisonment or arrest, by virtue of any writ of attachment, or execution, issued, or that

shall be issued, by, or under the authority of this State, for the recovery of any debt, or sum of money, due by bond, covenant, contract, or promise, heretofore made or entered into, for the term of ten years, from and after the passing of this Act—And in case of any such arrest, or imprisonment, during said term, the Sheriff, gaoler, or other Officer who may have said Josiah in custody, on receiving a copy of this Act, attested by the Secretary of State, shall discharge said Josiah from such custody, for which, this Act shall be his sufficient warrant.

For ten years.

Passed October 23d, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'ty.*

CHAPTER 15.

An Act, laying a tax of three cents per acre on the town of Peru.

IT is hereby enacted by the General Assembly of the State of Vermont, That there be, and hereby is laid a tax of three cents on each acre of land in the town of Peru, in the county of Bennington, (lands sequestered to public, pious and charitable uses excepted) for the purpose of making and repairing roads, and building bridges, in said town, to be expended under the direction of Peter Dudley, Thomas Wyman, and Jeduthan Bruce, all of said town, who are hereby appointed a committee to superintend the expenditure of

Peru land tax.

Aaron Kellum Collector.

the same: And any Justice of the Peace of the county of Bennington, is hereby authorized to issue his warrant to Aaron Kellum, of said Peru, who is hereby appointed a collector to collect said tax—And the said committee and collector are hereby directed, in the collection of said tax, and in the expenditure and accounting for the monies raised thereby, to govern themselves in all things conformably to the general Statutes of this State, in that case made and provided.

Passed October 23d, 1810.

A true copy;

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 16.

An Act for the relief of John Norton, jun.

Preamble.

Whereas John Norton, jun. at a session of the Supreme court, holden at New Fane, within and for the county of Windham, on the first Tuesday of August, 1807, was convicted of the crime of Perjury, and sentenced to pay a fine, &c. which has been complied with—And it appearing that said Norton is deserving of legislative aid—
Therefore,

John Norton jun. restored to all the privileges of the citizens.

IT is hereby enacted by the General Assembly of the State of Vermont, That the said John Norton jun. be restored to all the privileges of other citizens of this State, as though no such conviction and Judgment had been ren-

dered by the said Supreme Court—any law to the contrary notwithstanding. *Provided,* That nothing in this act contained, shall operate in any way to effect the fine and cost paid to the Treasurer, by said Norton, nor give him any claim, by petition or otherwise, to receive any remuneration for the same.

Passed October 24th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 17.

An Act, empowering Aaron Shepherd, Levi Stevens, and Mark Norris, to make certain alterations in the county road leading from Montpelier to Stanley's Mills in Greensboro'.

IT is hereby enacted by the General Assembly of the State of Vermont, That Aaron Shepherd, and Levi Stevens, of Greensboro', and Mark Norris of Hardwick be, and they are hereby authorised and empowered, at any time between this, and the 15th day of May next, at the expense of the persons making application to them, to alter and resurvey any part of said county road, so far as the same is laid in the town of Montpelier, and to make such alterations in said road, as they shall judge will best accommodate the public with the least injury to individuals and private property; and the survey of which, so far as they shall make any alterations in said road,

Committee appointed to examine a road

Their power.

Alteration
made to be
recorded.

they shall cause to be recorded in the town clerk's office, in said Montpelier, and the road so altered and resurveyed by the committee aforesaid, shall, in every respect be part of the county road, aforesaid.

Notice to be
given.

Provided, That the said committee shall give at least twelve days previous notice of the time when they will attend to resurvey the said road, by posting up a notification thereof at the usual place for posting up warrants for town meetings in said Montpelier;

Committee
to govern
themselves
to the pro-
visions of a
former act.

And it shall be the duty of said committee in all things to govern themselves agreeably to the provision of an Act entitled "An Act, appointing a committee to lay a road from Stanley's Mills in Greensboro', to Montpelier," passed November 7th, 1809, and all persons specially concerned, shall be entitled to the same privileges, under the same restrictions and regulations as are in the act last beforementioned provided.

Passed October 24th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 18.

An Act, directing the Treasurer to pay Johnson Richardson, the sum therein mentioned.

IT is hereby enacted by the General Assembly of the State of Vermont, That the Treasurer of this State be, and he is hereby directed to

pay Johnson Richardson, the sum of sixty one dollars and seventy five cents, it being for articles furnished, and services done, to John Vincent, one of the State's poor, in his last sickness. Treasurer directed to pay Johnson Richardson \$61.75

Passed October 24th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 19.

An Act, laying a tax of two cents per acre on the town of Bristol.

IT is hereby enacted by the General Assembly of the State of Vermont, That there be, and hereby is laid a tax of two cents per acre on all the lands of the township of Bristol, in the county of Addison, (lands sequestered for public, pious, or charitable uses excepted) for the purpose of making roads and building bridges; said tax mostly to be laid out on the east side of the mountain in said Bristol, and such part thereof, on the road leading through the little notch, so called, as the committee shall think proper, to be expended under the direction of Reuben Aborn, John Bush, and Abraham Gaige, all of said Bristol, who are hereby appointed a committee to superintend the collection and expenditure of the same: And any Justice of the Peace in the county of Addison, is hereby authorised to issue his warrant, to David Hays, of said Bristol, who is hereby appointed a collector to collect the

Bristol land tax.

David Hays
Collector.

same; and said collector is hereby made accountable to said committee, for the amount of said tax; and the said committee and collector, are directed in the collecting, expending, and accounting for the monies raised by said tax, to govern themselves in all things conformably to the general Statutes of this State in that case made and provided.

Brevise.

Provided nevertheless, That if the inhabitants of said Bristol, shall work out two hundred and eighty one dollars, under the direction of said committee, in the month of June or July next, as above directed, it shall be the duty of said committee, to certify the same to the Selectmen of said Bristol, which shall be a discharge from any further proceedings in the collection of said tax.

Passed October 25th, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 20.

An Act, extending the time allowed for completing the Poultney Turnpike Road, and for other purposes.

Time for
completing
the Poultney
Turnpike
road extend-
ed.

IT is hereby enacted by the General Assembly of the State of Vermont, That the corporation of the Poultney Turnpike Company be, and hereby are allowed until the 7th day of November 1812, to complete and finish said Turnpike road, and no omission to finish said road

before said 7th day of November, shall be taken and deemed to be a forfeiture of their grant; any law to the contrary notwithstanding.

Passed October 25th, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 21.

An Act, laying a tax on the County of Chittenden,

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That a tax of seven Mills on the dollar be laid on the list of the county of Chittenden, for the year one thousand, eight hundred and ten, for the purpose of paying the debts of said county, and that the same shall be collected and paid to the county Treasurer of said county, by the twenty sixth day of February, in the year 1811. Chittenden county tax. When paid.

Sec. 2. *And it is hereby further enacted,* That it shall be the duty of the Treasurer of said county, immediately on the receipt of the list of said county for the year 1810, to execute and deliver to the first constables of every town in said county, liable to pay said tax, a warrant in due form of law, commanding him to collect and pay over, the amount of said tax, on such town by the twenty sixth day of February, in the year 1811—and the Treasurer to issue warrants to the first constables.

Treasurer
may issue
extents.

said constables on receiving said warrants shall immediately apply to the selectmen of their several towns, whose duty it shall be, to make out and deliver to said constables, within ten days after such application, proper rate bills assessing to the several inhabitants of said towns, their proportion of said tax, and in case the first constable of any town shall neglect to collect and pay over said tax, as directed by his warrant, the Treasurer of said county may issue an extent against such constable, and may in all things proceed in that behalf as the Treasurer of the State may do, in the collection of State taxes.

Passed October 25th, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 22.

An Act, directing the Treasurer to pay John Barney, the sum therein mentioned.

Treasurer
directed to
pay John
Barney
\$94 22.

IT is hereby enacted by the General Assembly of the State of Vermont, That the Treasurer be, and he is hereby directed to pay John Barney, of St. Johnsbury, in the county of Caledonia, the sum of ninety four dollars and twenty two cents; it being for monies by him expended in rewards, in retaking State's prisoners.

Passed October 25th, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 23.

An Act, laying a tax of two cents per acre
on the town of Sterling.

IT is hereby enacted by the General Assembly
of the State of Vermont, That there be, and
hereby is laid a tax of two cents per acre, on
all the lands in the township of Sterling, in
the county of Franklin, (lands sequestered for
public, pious or charitable uses excepted) for
the purpose of making and repairing roads
and bridges, in said town of Sterling—To be
laid out and expended under the direction of
Moses Vilas, Henry Eaton, and David M'
Connel, all of said Sterling, who are hereby
appointed a committee to superintend the ex-
penditure of said tax—And any Justice of the
Peace, within the county of Franklin, is here-
by authorised to issue his warrant to Jonathan
Merrill, of said Sterling, who is hereby ap-
pointed a collector, to collect said tax, and the
said committee and collector, are hereby di-
rected, in the collecting, expending, and ac-
counting for the monies to be raised by said
tax, to govern themselves in all things by the
directions of the general Statute law of this
State in such case made and provided.

Sterling
land tax.

Jonathan
Merrill col-
lector.

Passed October 25th, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 24.

An Act granting relief to Levi Bennet.

Preamble.

Whereas Levi bennet, collector of the cent tax, in Sherburne, neglected to collect said tax, agreeably to the provisions of the Act granting the same—And,

Whereas this Assembly at their session holden in 1809, passed an Act, authorising him to complete the collection of said tax—And,

Whereas the Acts of last session, were not distributed in said town, in season for him to comply with the requisitions of said Acts—Therefore,

Time when he may proceed to sell lands.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That the said Levi Bennet, be, and he is hereby authorised and empowered, on the first Monday of April next, to sell at public vendue, so much of the delinquent proprietors land in Sherburne, on which the said tax shall not be paid, or which is not already sold for the same, as will raise the residue of said tax, not collected, together with the cost of sale, and of the advertisements required by this act, in as full and ample a manner as he could have done at the time required by the act laying said tax.

Shall give notice of the time and place of sale.

Section 2. *And it is hereby further enacted,* That the said Levi, shall give notice of the time and place of sale, by publishing an advertisement in the Vermont Republican, and Rutland Herald, three weeks successively, the

last of which, shall be at least thirty days previous to the day of sale, and also, by posting up a notification in the usual place for notifying town meetings in said Sherburne, at least thirty days before such sale. And shall in all things relating to the holding of such vendue, receiving redemption money, recording proceedings, and giving deeds, have all powers, and comply with requisitions contained in the act assessing said tax.

Passed October 25th, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 25.

An Act for the relief of Artemas Moses.

Whereas Artemas Moses, of Whiting in the county of Addison, hath sustained heavy loss by fire, and is thereby rendered unable at this time, to discharge the just demands which are against him—*Therefore,*

IT is hereby enacted by the General Assembly of the State of Vermont, That all actions and suits, for the recovery of any civil debt or demand against the said Artemas Moses, heretofore contracted, be, and they hereby are suspended, for the term of five years, from and after the passing of this Act. That all such actions, already commenced against the said Artemas, shall cease to be prosecuted; and all proceedings thereon shall be stayed,

Preamble.

Artemas Moses, the person and property of, freed from arrest for five years.

during said term of five years, without any additional cost to the said Artemas, which has not already accrued. And no such action shall be hereafter commenced and maintained against the said Artemas, during the term aforesaid, and this act may be plead in bar thereof.

Proviso.

Provided nevertheless, If the said Artemas, shall at any time, during said term of five years, embezzle, or in any way dispose of his property, or any part thereof, with intent to defraud his present creditors, or any of them, then and in that case, the said Artemas shall take no further benefit by this act, but shall be liable to be called on by process, in the same manner as though this act had not been passed.

Passed October 25th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 26.

An Act, directing the Treasurer to pay Oliver Harmon, the sum therein mentioned.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That the Treasurer of this State be, and he is hereby directed to pay to Oliver Harmon, of Rutland, in the county of Rutland, the sum of three hundred and forty nine dollars and twenty

Treasurer
directed to
pay Oliver
Harmon
\$349 28.

eight cents, out of any monies in the Treasury, not otherwise appropriated.

Sec. 2. *And it is hereby further enacted,* That upon the payment of the sum aforesaid, the Treasurer be, and is hereby directed to take a release from the said Oliver, releasing all claims and demands which he the said Oliver has, against this State on account of a certain farm, or tract of land, lying and being in Rutland aforesaid, which was sold to his father as confiscated lands, belonging to Joshua Bostwick, by James Claghorn, commissioner of sales of confiscated estates, in the year of our Lord, one thousand seven hundred and seventy nine.

Harmon to give a release.

Passed October 25th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 27.

An Act, directing the Treasurer to pay the first constable of Lyndon, the sum therein mentioned.

Whereas it appears to this assembly, that the first constable of the town of Lyndon, for the year 1809, has been called on, by a warrant from the Treasurer of this State, to pay the sum of twelve dollars and nine cents, more than he the said first constable was authorised to collect, by reason of a mistake in the return of the list of said

town of Lyndon, for the same year, and the said constable has actually paid the same into the Treasury of this State—*Therefore,*

Treasurer
directed to
pay first
constable of
Lyndon
\$12 9.

IT is hereby enacted by the General Assembly of the State of Vermont, That the Treasurer be, and he is hereby directed to pay the said first constable of said town of Lyndon, the sum of twelve dollars and nine cents, out of any money in the treasury of this State.

Passed October 26th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'ty.*

CHAPTER 28.

An Act, directing the Treasurer to pay the sums therein mentioned.

Treasurer
directed to
pay E. Hub-
bard eight
dollars.

Also
\$19 58,

IT is hereby enacted by the General Assembly of the State of Vermont, That the Treasurer of this State be, and he hereby is directed to pay to Elizur Hubbard, of Windsor, for his services in procuring James Erskine, to be brought from New Hampshire, into this state, for trial upon the charge of aiding William Gilman to escape from the State's prison, the sum of eight dollars ; also for his paying those who assisted him in New Hampshire, about the same, nineteen dollars, and fifty eight cents—And the said Treasurer is hereby further directed to pay Zebedee Fitch, Prentice Sholes, Phineas Knight, Chester Alden, Warren Petty, and William Readfield, five

dollars each, for the balance of their services and expenditures, as Witnesses against said Erskine.

Passed October 26th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Secy.*

CHAPTER 29.

An Act, laying a tax of four cents on the town of Easthaven.

IT is hereby enacted by the General Assembly of the State of Vermont, That there be, and hereby is laid a tax of four cents per acre, on all the lands in the township of Easthaven, in the county of Essex, (lands sequestered for public, pious or charitable uses excepted) for the purpose of making and completing a market road, through said Easthaven, in the place where said road is now laid, leading from Derby, in the county of Orleans, to Guildhall in the county of Essex ; to be expended under the direction of Norris Walter, and William Blake of Easthaven, and Enos Cook, of Granby, who are hereby appointed a committee to superintend the expenditure of said tax —And any Justice of the Peace, in said Essex county is hereby authorised to issue his warrant to Haines French, of Maidstone, in the county of Essex, who is hereby appointed a collector, to collect said tax ; and the committee and collector, are hereby directed, in the collection, expenditure, and accounting for the

Easthaven
land tax.

Haines
French collector.

monies to be raised by said tax, to govern themselves in all things conformably to the general Statutes of this State, in that behalf made and provided.

Passed October 26th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 30.

An Act, laying a tax of four cents on the town of Newark.

IT is hereby enacted by the General Assembly of the State of Vermont, That there be, and hereby is granted a tax of four cents per acre on all the lands in the township of Newark, in the county of Essex, (lands sequestered for public, pious, or charitable uses excepted) for the purpose of making and completing a market road, through said Newark, where it is now laid, leading from Derby, in the county of Orleans, to Guildhall, in the county of Essex; to be expended under the direction of Eleazer Packard, Miles Coe, and Jason Hall, all of said Newark, who are hereby appointed a committee to superintend the expenditure of said tax: And any Justice of the Peace in said county of Essex, is hereby authorised to issue his warrant, to Isaac Dennison, of Burke, in the county of Caledonia, who is hereby appointed a collector to collect said tax; and the committee and collector, are hereby directed in the collection, expenditure

Newark
land tax.

Isaac Den-
nison collec-
tor.

and accounting for the monies to be raised by said tax, to govern themselves in all things conformably to the general Statutes of this State in that behalf made and provided.

Passed October 26th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 31.

An Act, laying a tax of three cents per acre on the town of Guildhall.

IT is hereby enacted by the General Assembly of the State of Vermont, That there be, and hereby is laid a tax of three cents per acre, on all the lands in the township of Guildhall, in the county of Essex, (lands sequestered for public, pious, or charitable uses excepted) for the purpose of making and completing a market road, through said town of Guildhall, leading from Derby, in the county of Orleans, to Connecticut river, where the same is now laid; to be expended under the direction of William Hewes, Charles Cutler, and Calvin Perkins, all of said Guildhall, who are hereby appointed a committee to superintend the expenditure of said tax: And any Justice of the Peace in said county of Essex, is hereby authorised to issue his warrant to John Dean, of said Guildhall, who is hereby appointed a collector to collect said tax; and said committee and collector, are hereby directed in the collection, expenditure, and accounting for the

Guildhall
land tax.

John Dean
collector.

monies to be raised by said tax, to govern themselves in all things conformably to the directions of the general Statutes of this State, in that behalf made and provided.

Passed October 26th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 32.

An Act, freeing the body and property of Truman Powell from arrest and attachment for the term of three years.

Truman
Powell freed
from arrest
for the term
of three
years.

IT is hereby enacted by the General Assembly of the State of Vermont, That the body of Truman Powell, of Burlington, in the county of Chittenden, and State of Vermont, be, and hereby is freed from arrest on any civil process under the authority of this State, and his property freed from attachment or execution under the authority aforesaid, for the term of three years, from the passing of this act, on any contract of the said Truman Powell, now existing, whether the same shall be in Judgment or execution, or otherwise.

Shall give
bonds with
surety not to
waste his
property.

Provided also, That the said Truman Powell, take no benefit by this act, until he lodge with the clerk of the County Court in Chittenden county, a bond with surety, to the satisfaction of either of the Judges of Chittenden County Court, that the said Truman, shall not waste, or squander the property he

is now possessed of; which bond shall be taken to the clerk of said county court, in trust for the creditors of said Truman, in such sum as the Judges aforesaid shall direct.

Passed October 26th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 33.

An Act, laying a tax on the town of Granby.

IT is hereby enacted by the General Assembly of the State of Vermont, That there be, and hereby is laid a tax of three cents per acre on all the lands in the township of Granby, in the county of Essex, (lands sequestered for public, pious, or charitable uses excepted) for the purpose of making and completing a market road, through said Granby, where it is now laid, leading from Derby, in the county of Orleans, to Guildhall, in the county of Essex; to be expended under the direction of Samuel Hart, Zadock Perrick, and Timothy Fairchild, all of said Granby, who are hereby appointed a committee to superintend the expenditure of said tax: And any Justice of the Peace in said county of Essex, is hereby authorised to issue his warrant to Joseph Herrick, of said Granby, who is hereby appointed a collector to collect said tax; and the committee and collector are hereby directed in the collection, expenditure, and accounting for the monies to be raised by said tax, to govern

Granby land tax.

Joseph Herrick collector.

themselves, in all things, conformably to the directions of the general Statutes of this State in that behalf made and provided.

Passed October 26th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 34.

An Act, directing the Treasurer to pay Witherill Wittum, the sum therein mentioned.

Preamble.

Whereas it appears, That Witherill Wittum, of Pownal, in the county of Bennington, in the year 1781, was ousted of the possession of a farm, lying in said Pownal, by the decision of a court of confiscation, and subjected to pay the sum of sixty dollars as costs, which said farm was then deemed by said court the property of one Samuel Peters, of Hebron, in the State of Connecticut; and whereas it now appears that the title to said land, was not vested in said Peters, at the time of confiscation, aforesaid, but belonged to said Wittum; and it appearing that said Wittum has never received the said sum of sixty dollars, nor any compensation—*Therefore,*

Treasurer
directed to
pay Wither-
ill Wittum
\$164 40.

IT is hereby enacted by the General Assembly of the State of Vermont, That the Treasurer be, and he hereby is directed to pay to Witherill Wittum, the sum of one hundred and sixty four dollars and forty cents; being the

amount of the aforesaid bill of cost, and interest.

Passed October 26th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'ty.*

CHAPTER 35.

An Act, directing the Treasurer to pay Joseph Morrill, 2d. the sum therein mentioned.

IT *is hereby enacted by the General Assembly of the State of Vermont,* That the Treasurer be, and he is hereby directed to pay, Joseph Morrill, 2d. of Danville; in the county of Caledonia, the sum of ninety nine dollars, and ninety two cents, it being for monies by him expended, in providing clothing, bedding, and other necessaries, for State prisoners, and for extra board, on the account of the scarcity of provisions, and also for retaking a prisoner, which escaped from the gaol in Danville, in said county. Treasurer directed to pay Joseph Morrill, 2d. \$99 92.

Passed October 27th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'ty.*

CHAPTER 36.

An Act, laying a tax of three cents per acre on the town of Philadelphia.

Philadelphia
land tax,

Jacob Leonard
and collector.

IT is hereby enacted by the General Assembly of the State of Vermont, That there be, and hereby is laid a tax of three cents per acre on all lands in the town of Philadelphia, in the county of Rutland, (lands sequestered for public, pious, and charitable uses excepted) for the purpose of making and repairing roads and building bridges, in said town; one half of said tax, to be expended on the road leading from Brandon, to Rochester, in the north part of said town; also, one fourth part of said tax to be laid out on the state road, so called, running north and south through said town; and one fourth part on the road leading from Thomas Mitchel's in said town, to intersect said State road, in a direction by Elias Stearns'; said tax to be expended under the direction of Phineas Blood, Seth Manley, and Elijah Segur, all of said Philadelphia, who are hereby appointed a committee to superintend the expenditure of said tax; and any Justice of the Peace, within and for the county of Rutland, is hereby authorised to issue his warrant to Jacob Leonard, of said Philadelphia, who is hereby appointed a collector to collect said tax; and the said committee and collector are hereby directed, in the collection and expenditure of the monies so raised by said tax, to govern themselves in all things conformably to the general Statutes of this State, in that case made and provided.

Passed October 27th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 37.

An Act incorporating certain persons therein named, by the name of the Warren Iron Manufacturing Company.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That Oliver Gallup, and Elisha Hotchkiss, and such persons as shall be associated with them, and their successors are hereby declared, ordained, and appointed a body politic and corporate to all intents and purposes, by the name of the *Warren Iron Manufacturing Company*, and by that name may sue and be sued, and appear, prosecute and defend, in all suits and actions; may purchase, hold and convey real property, to the amount of twenty thousand dollars; may have a common seal, and act under the same, and shall have and enjoy all the powers and privileges incident to corporations, for the purpose of carrying on the making and manufacturing of Iron in its various branches, within the town of Warren, in the county of Addison.

Warren Iron Manufacturing Company incorporated

Name.

Their powers.

May have a seal.

Sec. 2. *And it is hereby further enacted,* That the first meeting of said corporation, shall be holden at the dwelling house of Oliver Gallup, in Hartland, in the county of Windsor, on the fifteenth day of November, A. D. 1810, for the purpose of choosing a Clerk, and such other Officers, as shall be deemed necessary by said corporation, and establish the mode of calling future meetings. And the said corporation may at said meeting, or at any future meeting or meetings make, repeal and alter such bye-laws, rules

First meeting when and where holden.

**May make and regulations, not repugnant to law, as they
bye-laws. may deem necessary for the due regulation of
their common concerns and interest.**

Section 3. *And it is hereby further enacted,*
May divide That the said corporation shall have power to
their grant divide their grant into as many shares as they
into shares. shall deem proper, and such shares shall be
 taken, deemed and considered as personal es-
 tate to all intents and purposes, and may be
 transferred, in such manner as the said corpo-
 ration may, by their bye-laws establish—And
Shares in when any share or shares, shall be attached
said corpo- on mesne process, an attested copy of such
ration per- process, with the officer's return thereon en-
sonal estate. dorsed, shall be left with the clerk of said cor-
 poration, at the time of serving the same,
 otherwise such attachment shall be void—
May be sold And such shares may be sold on execution in
on execution the same manner, as now is, or hereafter may
 be provided by law, for making sale of per-
 sonal estate on execution, the officer serving
 the same, leaving a copy of such execution
 with his return thereon endorsed, with the
 clerk of said corporation, within fourteen days
 after such sale ; and such share or shares, so
 sold, shall to all intents and purposes vest in
 the purchaser.

Sec. 4. *And it is hereby further enacted,*
May assess That the said corporation shall have power by
taxes. themselves, their agents or directors, to assess
 taxes, and if necessary, to sell such shares for
 the collection of the same, in such manner as
 said corporation, may by their bye-laws es-
 tablish:

Sec. 5. *And it is hereby further enacted,*

That the Legislature of this State shall, at any time hereafter have the right to alter or amend this act, as the public good may require ; and that this act shall cease and determine at the expiration of thirty years from the passing hereof.

Legislature
may alter
&c.

Expiration
of the grant.

Sec. 6. *And it is hereby further enacted,* That whenever an execution shall legally issue against said company, the same may be levied upon the corporate property of said company or upon the property of any member or members of said company.

Property
holden for
debts.

Passed October 27th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'ty.*

CHAPTER 38.

An Act, empowering the trustees of Caledonia County Grammer School, to alter a certain contract made with John M'Culloch.

IT is hereby enacted by the General Assembly of the State of Vermont, That the Trustees of Caledonia County Grammar School, at any legal meeting, are hereby authorised and empowered to examine into the contract made by them, with John M'Culloch of Barnet, in the county of Caledonia, for a certain farm in Barnet ; and if they see cause, to alter, amend, or annul said contract, in the same manner as any individual could do in such

Trustees of
Caledonia
county
grammer
school em-
powered to
alter a con-
tract made
with John
M'Culloch.

circumstances, and such alterations, or annulling, so by them made as aforesaid, shall be good and valid in law.

Passed October 27th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 39.

An Act, to revive and continue an Act, entitled an Act laying a tax of three cents per acre on the town of Greensboro', passed October 26, 1807.

Preamble. Whereas the committee appointed in and by said Act, to superintend the expenditure of said tax, have not fully completed the labor, and the time having expired, by which they were to do the same—*Therefore.*

Greensboro' land tax revived. IT is hereby enacted by the General Assembly of the State of Vermont, That the Act, entitled, An Act, laying a tax of three cents per acre on the town of Greensboro', passed October 26, 1807, be, and the same is hereby revived and continued in force and virtue, in all its appointments and provisions, for the space of one year, from and after the rising of this legislature.

Passed October 27th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 40.

An Act, to incorporate certain persons, by the name of the Monkton Argil Company.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont, That Samuel Dakin, John Muzzy, and James Farrar, and their associates, successors, and assigns, be, and they hereby are constituted, and made a body politic and corporate, by the name of The Monkton Argil Company; and by said name, shall sue and be sued, plead, and be impleaded, prosecute and defend, in any court of law or equity, in all manner of actions, suits, pleas, or controversies whatsoever; may have and use a common seal; and the same at pleasure alter, change, or renew; and in their said corporate capacity; may, and shall be capable in law to purchase, hold and convey in fee simple, or otherwise, lands, tenements, and hereditaments, not exceeding in the whole, the value of five thousand dollars, exclusive of the buildings, and works actually employed in the manufacture herein after mentioned; and may also hold and convey, such other real estate, not exceeding five thousand dollars at any one time, as shall be necessarily taken for the security and payment of the debts due the said corporation, contracted in the common course of their corporate business; and shall have and enjoy all the privileges incident to corporations, for the purpose of establishing and carrying on, in all its various branches, the manufacture of that division of clays denominated and known by the name of argilla apyra, or pure white or porcelain clay, within this State.*

Monkton Argil Company incorporated.

Name,

Their power.

May have a seal.

And hold real estate.

May divide
their grant
into shares.

Shares in
said corpo-
ration per-
sonal estate.

May be sold
on execution

Sec. 2. And it is hereby further enacted,
That the capital stock of said corporation shall be divided into shares of one hundred dollars each, and be extended to such a number of shares, as they shall deem proper; and such shares shall be taken and deemed to be personal estate, to all intents and purposes, transferable by scrip or deed, which shall be recorded by the clerk of said corporation—And when any share or shares in said corporation shall be attached on mesne process, in favor of any creditor, of any proprietor of said shares, an attested copy of the writ, and of the Officer's return thereon, shall be left with the clerk of said corporation, at least fourteen days previous to the sitting of the court, to which the same is returnable; otherwise such attachment shall be void—And such shares may be sold on execution, in the same way and manner as now is, or may hereafter be provided by law, for making sale of personal estate, generally, on execution, the Officer leaving an attested copy of such execution, and his return thereon, with the clerk of said corporation, within fourteen days after such sale, and paying the clerk for recording the same; and such shares so sold and recorded, shall to all intents and purposes, vest in the purchaser.

Corporation
may deter-
mine time &
place for
holding
meetings.

Sec. 3. And it is hereby further enacted,
That the said corporation be, and are hereby empowered to determine at what times and places within this State, their meetings shall be holden, and on the manner of notifying the proprietors to convene at such meetings, at which, each proprietor shall be entitled by himself, or proxy, to as many votes as he

holds shares ; and they shall have power to elect once every year, or oftener, from amongst the proprietors, such officers; with such powers, as they shall judge expedient ; and also to enact and ordain any bye-laws for the government of said corporation, and for the due and orderly conducting the affairs thereof, and for and concerning all matters and things relating to said corporation, and the same at pleasure to alter, amend, or repeal—*Provided*, That the powers vested in their said officers, and the said bye-laws, shall not be repugnant to the constitution, and laws of this State.

May make
bye-laws.

Provido.

Sec. 4. *And it is hereby further enacted*, That when any proprietor of any share or shares, in said corporation, shall neglect or refuse to pay any tax or assessments, duly voted, and agreed on at any legal meeting of said corporation, to their treasurer, within *sixty days* after the time set for the payment thereof, such treasurer is hereby authorised to sell at public auction, to the highest bidder, the share or shares of such delinquent proprietor, sufficient to defray such tax or assessment, and all necessary charges, after having given public notice, in some newspaper printed nearest to the place where the sale is to be made, of the sum due on each share, its number, and the time and place of sale, *three weeks* successively, at least, before the sale ; and such sale shall be a legal transfer of the share or shares, so sold ; and when the purchaser shall produce a certificate of such sale from the Treasurer to the clerk of said corporation, the clerk shall record the same ; and then such purchaser shall be considered to all intents and purposes the proprietor thereof ;

Shares may
be sold for
taxes.

Shall give
public notice
of the time
and place of
sale.

and the overplus of such sale, if any there be, shall be paid on demand, by the treasurer, to the person, whose share or shares, were so sold.

First meet-
ing.

Sec. 5. And it is hereby further enacted, That the said Samuel Dakin, John Muzzy, and James Farrar, or any of them be, and they are hereby empowered to call the first meeting of said corporation, within ninety days from the passing of this act, after giving those concerned due notice of the time and place of holding the same.

Proviso,

Provided, That the person and property of each member of the said corporation shall be ultimately holden for the payment of all debts contracted by said corporation, in their corporate business.

Legislature
may alter
this act.

Provided also, That any future legislature, shall have the power and right to alter and amend this act, in such manner as the public good may require.

Property
holden for
debts.

Sec. 6. And it is hereby further enacted, That whenever an execution shall legally issue against said company, the same may be levied upon the corporate property of said company, or upon the property of any member or members of said company.

Passed October 27th, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 41.

An Act incorporating certain persons therein named, by the name of the Lyndon Manufacturing Company.

Sec. 1. *It is hereby enacted by the General Assembly of the State of Vermont, That Nathaniel Jenks, Isaiah Fisk, and Bela Shaw, jun.* Lyndon Manufacturing Company incorporated. and such persons as shall be associated with them, and their successors, are hereby declared, constituted, ordained, and appointed a body politic and corporate, to all intents and purposes, by the name of the Lyndon Manufacturing Company, and by that name may Name. sue and be sued, and may purchase and hold Their powers. property, may have a common seal, and shall have and enjoy all the privileges which are incident to corporations for the purpose of carrying on the Manufacture of wool and cotton, in its various branches within the town of Lyndon, in the county of Caledonia.

Sec. 2. *And it is hereby further enacted,* That the first meeting of said corporation shall be holden at the house of Silas Gorham, First meeting when and where holden. inn-holder, in said Lyndon, on the first Monday of December next, for the purpose of choosing a clerk and such other officers as may be deemed necessary by said corporation, and establishing a mode of calling a future meeting, and said corporation may at the aforesaid meeting or at any future meeting, May make bye-laws. make, repeal, and alter such bye-laws, rules and regulations not repugnant to law, as they may deem necessary for the due regulation of their common concerns and interest.

Section 3. *And it is hereby further enacted,*

May divide
their grant
into shares.

Shares in
said corpo-
ration per-
sonal estate.

May be sold
on execution

That the said corporation shall have power to divide this grant into as many shares as they way deem proper, and such shares shall be taken, deemed and considered as personal estate to all intents and purposes, and may be transferred, in such manner as the said corporation may, by their bye-laws establish— and when any share shall be attached on mesne process, an attested copy of such process, shall be left with the clerk of said corporation, with the officer's return thereon endorsed, at the time of serving the same, otherwise such attachment shall be void; and such share may be sold on execution in the same manner, as now is, or hereafter may be provided by law, for making sale of personal property on execution, the officer serving the same, leaving a copy of such execution with his return thereon with the clerk of said corporation, within fourteen days after such sale, and paying the clerk for recording the same, and such share so sold, shall to all intents and purposes vest in the purchaser.

May assess
taxes.

Sec. 4. *And it is hereby further enacted,* That the said corporation shall have power by themselves, their agents or directors, to assess taxes, on such shares, and if necessary, to sell such shares for the collection of the same, in such manner as said corporation, may by their bye-laws establish.

When to go
into opera-
tion.

Sec. 5. *Provided nevertheless, And it is hereby further enacted,* That this act shall be void in case said works should not be put in operation within the term of two years from

the first day of December, next after the passing this act:

Sec. 6. *And it is hereby further enacted,* That whenever an execution shall legally issue against said company, the same may be levied upon the corporate property of said company or upon the property of any member or members of said company. Property holden for debts.

Provided, Nothing in this act shall prevent any future Legislature from making such alterations or amendments in the same, as the public good may require; and that the same cease and determine in thirty years from the passing thereof. Legislature may alter &c.

Passed October 29th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 42.

An Act relating to Coopers.

IT is hereby enacted by the General Assembly of the State of Vermont, That from and after the first day of June next, it shall be the duty of every cooper, who shall make and expose for sale any barrel, firkin, or other cask, to brand or mark the same, with the initial letter of his christian name, and his surname at large, in a fair and legible manner, on the bulge thereof. And any person who shall after the said first day of June, make, sell and deliver Casks shall be branded.

Fine.

any barrel, firkin, or other cask, without branding or marking the same as aforesaid, he shall forfeit and pay as a fine, the sum of one dollar, to be recovered with costs, before any Justice of the same county, where the offence is committed, the one half thereof to any person who shall prosecute the same to effect, and the other half to the use of the town in which the prosecution shall be had.

Sec. 2. *And it is hereby further enacted.* That all presentments, suits or informations, against any person, for any offence against this act, shall be made and commenced, within thirty days, after the commission thereof and not after.

Passed October 29th, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 43.

An Act, laying a tax on the town of Mount-Tabor.

Mount-Ta.
for land tax.

It is hereby enacted by the General Assembly of the State of Vermont, That there be, and hereby is laid a tax of two cents on each acre of land in the township of Mount-Tabor, that part formerly Harwich, in the county of Rutland, (lands sequestered to public, pious, or charitable uses excepted) for the purpose of making a road from Danby, through Mount-Tabor, to Mount-Holly, to be expended un-

der the direction of Nathan Lapham, Aaron Rogers, and Hosca Williams, all of Danby, in the county of Rutland, who are hereby appointed a committee to survey said road, and to superintend the expenditure of the same—

And any Justice of the Peace, within and for the county of Rutland, is hereby authorised to issue his warrant to Gideon Tabor, of said Mount-Tabor, who is hereby appointed a collector to collect said tax ; and said committee and collector, are hereby directed, in the expenditure, collection, and accounting for the monies to be raised by said tax, to govern themselves in all things agreeably to the general Statutes of this State, in such case made and provided.

Gideon Tabor collector

Passed October 29th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 44.

An Act, granting to Lyman Hill, the exclusive right of keeping a ferry.

Sec. 1. **IT** is hereby enacted by the General Assembly of the State of Vermont, That the exclusive right of keeping a ferry from Hill's point, so called, in Georgia, in the county of Franklin, to Hyde's point in Middle-Hero, in the county of Grand-Isle, be and hereby is granted to Lyman Hill, of said Georgia, his heirs and assigns, for the term of ten years from the first day of April next.

Grant of a ferry to Lyman Hill for the term of ten years.

To be provided with ferry boats.

Sec. 2. *Provided nevertheless, And it is hereby further enacted,* That if the said Lyman Hill, his heirs or assigns, shall not have in good repair, and well manned sufficient ferry boats for carrying passengers, horses, cattle, teams or carriages, across said ferry, by the fifteenth of June next, to the satisfaction and approbation of the selectmen of said Georgia; or shall at any time thereafter for the space of fifteen days at any one time, between the time when the ice shall break up in the spring and take in the fall so as to render the passage of boats impracticable, during said term be unprovided with good and sufficient boats as aforesaid, the said Lyman Hill, shall forfeit all the privileges granted by this act.

Selectmen &c of Georgia to affix the rates of ferriage.

Sec. 3. *And it is hereby further enacted,* That the selectmen and civil authority of said town of Georgia, shall regulate the prices of ferriage across said ferry agreeably to law, and they shall also establish rules and regulations for said ferry, which rules and regulations shall be posted up at said ferry, and recorded in the town clerk's office, in the town of Georgia aforesaid; and if the said Lyman Hill, shall take greater fees for ferriage in any case whatever, than is established by the selectmen and authority aforesaid, or shall neglect to carry any passenger, horses, cattle, teams or carriages across said ferry agreeable to such regulations, the said Lyman, his heirs or assigns, shall pay to the person or persons injured, all such damage as shall arise from such delay or neglect, or by receiving excessive fees for ferriage, to be recovered before any court of competent Jurisdiction; together

Penalty for neglecting to carry passengers &c.

with full costs of prosecution, any law to the contrary notwithstanding.

Passed October 29th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 45.

An Act laying a tax of three cents per acre on the town of Kirby.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That there ^{Kirby land tax.} be, and hereby is laid a tax of three cents per acre on all the lands in the township of Kirby, in the county of Caledonia, public lands excepted, for the purpose of making and repairing roads and building bridges in said town, to be expended under the direction of Ezra Ide, Philemon Brown, and Phinehas Page, all of said Kirby, who are hereby appointed a committee to superintend the expenditure of said tax, and the committee are directed to expend one quarter of the nett proceeds of said tax, on the road, called the county road, leading from Burke, through the middle of said Kirby, to Concord; and any Justice of the Peace, within and for the county of Caledonia, is hereby authorised and empowered to issue his warrant to Timothy Lock, of said Kirby, who is hereby appointed a collector to ^{Timothy Lock collector.} collect said tax.

Sec. 2. *And it is hereby further enacted,*
H

That the said committee and collector be, and they are hereby directed in the expenditure, collection and accounting for the monies to be raised by said tax, to govern themselves, in all things by the direction of the general Statutes of this State in that case made and provided.

Passed October 29th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y*

CHAPTER 46.

An Act, laying a tax of four cents per acre on the town of Corinth.

Corinth land
tax.

IT is hereby enacted by the General Assembly of the State of Vermont, That there be, and hereby is laid a tax of four cents per acre, on all the lands in Corinth, in the county of Orange, (lands sequestered to public, pious and charitable uses excepted) for the purpose of making and repairing roads, and building and repairing bridges in said Corinth; to be expended under the direction of Joshua Fulsome, Richard Smith, and John B. Curtiss, who are hereby appointed a committee to superintend the expenditure of said tax: And any Justice of the Peace, within and for the county of Orange, is hereby authorised and directed to issue his warrant to Christopher Avery, of said Corinth, who is hereby appointed a collector, to collect said tax, and the said committee and collector are hereby directed in the collection, expenditure, and ac-

Christopher
Avery col-
lector.

counting for the monies to be raised by said tax, to conform themselves in all things, to the directions of the general Statutes of this State, on that behalf made and provided.

Passed October 29th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 47.

An Act, restoring John Dunbar, to his legal privileges.

Whereas John Dunbar, of Georgia, in the county of Franklin, at the term of the Supreme Court, holden at St. Albans, in and for the county of Franklin, in December, A. D. 1805, was convicted of the crime of stealing, and was by said court sentenced to pay a fine of fifteen dollars to the Treasurer of this State, with costs of prosecution, which sentence has been complied with by said John; and it appears to this legislature, that said John Dunbar, has since said conviction, been a person of orderly and honest deportment—*Therefore,*

Preamble.

IT is hereby enacted by the General Assembly of the State of Vermont, That the said John Dunbar, be, and he hereby is restored to all the rights, privileges and immunities, appertaining to a freeman of this state, in the same manner, as if said conviction had never been had.

John Dunbar restored to the privileges of other citizens.

Provided, That nothing in this act contained shall be construed in any way to affect the fine and cost, paid by said Dunbar, nor to give him any claim, by petition or otherwise, to have any remuneration for the same.

Passed October 29th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 48.

An Act incorporating certain persons therein mentioned, by the name of the Bennington Cotton and Woolen Manufacturing Company.

Bennington
Cotton and
Woolen
Manufactur-
ing Compa-
ny incorpo-
rated.

Name.

Their pow-
ers.

May have a
seal.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont, That Joseph Hinsdill, Stephen Hinsdill, and others, their associates and successors, be, and they are hereby constituted and appointed a body politic and corporate, to all intents and purposes, by the name of the Bennington Cotton and Wollen Manufacturing Company, and by that name may sue and be sued, appear, prosecute and defend in all suits and actions, may purchase, hold and convey, both real and personal property, may have a common seal, and shall have and enjoy all the privileges which are incident to corporations for the purpose of Manufacturing cotton and wool, in all their various branches, within the town of Bennington.*

Sec. 2. *And it is hereby further enacted,*

That the first meeting of said corporation shall be holden at the dwelling house of Joseph Hinsdill, in said Bennington, on the first Monday of February next, for the purpose of choosing such officers as they may think necessary and establish a mode of calling future meetings, and the said corporation may at the said meeting, and at all other meetings legally notified, make, repeal, and alter such bye-laws, rules and regulations not repugnant to the laws of this State, as they may deem necessary to carry into effect the object of said corporation.

First meeting when and where holden.

May make bye-laws.

Section 3. *And it is hereby further enacted,* That the said corporation shall have power to divide this grant into as many shares as they may deem proper, and such shares shall be taken, deemed and considered as personal estate to all intents and purposes, and may be transferred, in such manner as the said corporation may, by their bye-laws establish— And when any share shall be attached on mesne process, an attested copy of such process, shall be left with the clerk of said corporation, with the officer's return thereon endorsed, at the time of serving the same, otherwise such attachment shall be void; and such share may be sold on execution in the same manner, as now is, or hereafter may be provided by law, for making sale of personal property on execution, the officer serving the same, leaving a copy of such execution with his return thereon with the clerk of said corporation, within fourteen days after such sale, and paying the clerk for recording the same, and such share so sold, shall to all intents and purposes vest in the purchaser.

May divide their grant into shares.

Shares in said corporation personal estate.

May be sold on execution.

May assess
taxes.

Sec. 4. *And it is hereby further enacted,*
That the said corporation shall have power by
themselves, their agents or directors, to assess
taxes, on such shares, and if necessary, to sell
such shares for the collection of the same, in
such manner as said corporation, may by
their bye-laws establish.

Legislature
may make
alterations,

Expiration
of the grant.

Provided, Nothing in this act shall extend
to prevent any future Legislature from mak-
ing such alterations or amendments in the
same, as the public good may require ; and
that this act shall cease and determine at the
expiration of thirty years from the passing
hereof.

Property
holden for
debts.

Sec. 5. *And it is hereby further enacted,*
That whenever an execution shall legally is-
sue against said company, the same may be
levied upon the corporate property, or upon
the property of any member or members of
said company.

Passed October 29th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 49.

An Act, appointing commissioners to com-
plete a division of the town of Enosburgh,
and for other purposes.

Whereas it appears to this Assembly, that
two attempts have at an early period been
made to divide the town of Enosburgh, in

Franklin county, into severalty, which proved illegal, and that the proprietors of said town have holden another meeting in July last, for the purpose of quieting settlers, and making division of the lands; at which meeting said proprietors have voted to a great number of settlers, the lots they live on, in lieu of draughts; and that difficulties have arisen, from the manner of selling lands in said town, which render it impracticable, under the existing laws of this state, to make any division of the lands in such manner as to do justice to the proprietors, and the bona fide purchasers and settlers on said lands—*Therefore,*

IT is hereby enacted by the General Assembly of the State of Vermont, That James White-law, Joseph Beeman, jun. and Frederick Bliss, Commissioners appointed. *and they hereby are appointed a board of commissioners whose duty it shall be, and they are hereby authorised and empowered, to inspect and examine the proceedings of said proprietors' meeting, and if they think proper, to ratify and confirm the proceedings of said last mentioned proprietors' meetings, or such part thereof as said commissioners may deem just, or the proceedings of any adjourned meeting of said proprietors, and said commissioners are hereby further empowered to make division of all the lands in said town of Enosburgh, which may remain, at the time of said commissioners meeting, undivided to settlers, in such manner as in the opinion of said commissioners will do the greatest justice to all parties concerned, and shall make a report of their doings, by them, or a major part of them, signed together with a plan of* Their power. Shall make report of their doings.

Shall have
them record-
ed.

Be sworn,

How paid,

the lands so divided, which being recorded in the town clerk's office in said Enosburgh, shall to all intents and purposes be deemed a legal division of said lands into severalty; which commissioners shall be sworn to a faithful discharge of their duty; and said commissioners shall be paid for their services and expenses, by the proprietors of said town, who are hereby authorised and empowered to make a tax of the same, together with their other necessary expenses, proper to be included in proprietors taxes, on all the lands in said town, public lands excepted.

Notice how
given.

Sec. 2. *And it is hereby further enacted,* That it shall be the duty of said commissioners to publish in the Franklin County Advertiser, printed at St. Albans, and Vermont Republican, printed at Windson, and the Rutland Herald, printed at Rutland, three weeks successively, the last of which publications shall be at least three weeks before the setting of said commissioners, the time when, and the place where, they will attend to the business of their appointment.

Passed October 29th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 50.

An Act, suspending civil process against
Dexter Ward.

IT is hereby enacted by the General Assembly of the State of Vermont, That from and after the passing of this act, all civil process against Dexter Ward, of Underhill, in the county of Chittenden, shall be suspended for the term of three years from the passing hereof; and any Sheriff, Constable, or Bailiff, now or hereafter holding any precept issuing from the authority of this state, is hereby directed to proceed no further in the execution thereof.

Dexter Ward the person and property freed from arrest for three years.

Provided nevertheless, That the said Dexter Ward, shall take no benefit by this act until he shall make and execute to the Clerk of the county court of the county of Chittenden, a bond with good and sufficient surety or sureties, to the acceptance of one of the Judges of said county court, for the benefit of his said creditors, to the amount of one thousand dollars, securing to his said creditors the safe keeping of all the real and personal property of the said Dexter Ward, that the same shall not be squandered, or in any way disposed of to defraud his creditors, within the said term of three years.

Shall give bond with surety that his property shall not be wasted.

Passed October 29th, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 51.

An Act, granting to Prudence Murdock, administratrix on the estate of Throop Murdock, deceased; a new hearing before the

commissioners on said estate, relative to a certain claim exhibited by Samuel Murdock.

Preamble,

Whereas it appears to this Assembly, that Samuel Murdock, late of New-Haven, in Addison county, exhibited his claim against the estate of Throop Murdock, late of Castleton, in Rutland county, deceased, before the commissioners on the estate of said Throop, and had allowed to him as a claim against said estate, the sum of seven hundred and fifty-five dollars, and that since the report of said commissioners, has been accepted by the Judge of Probate, and the time limited for the settlement of said estate expired, new and material evidence has been discovered by said Prudence—
Therefore,

Judge of Probate authorised so far as it relates to the claim of S. Murdock to appoint new commissioners,

IT is hereby enacted by the General Assembly of the State of Vermont, That the Judge of Probate of the district of Fairhaven, be, and he is hereby authorised, empowered and directed, to proceed on the settlement of said Throop Murdock's estate, so far as relates to the claim made by said Samuel Murdock, in all respects, according to law, in the same manner in issuing a new commission, to new commissioners, and accepting the report of commissioners, as though no proceedings had ever been had, on said estate, before the passing of this act; and all parties concerned shall have the same right, in the decision of said claim, as they would have had, if no former report had ever been made thereon.

Passed October 29th, 1810.

A true copy,

Attest. THOMAS LEVARETT, *Sec'y.*

CHAPTER 52.

An Act, to incorporate the Franklin Agricultural Society.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont, That Joseph D. Farnsworth, Frederick Bliss, Elisha Parker, Bradley Barlow, Benjamin Holmes, Ebenezer Marvin, jun. Benjamin Wooster, Andrew Bradley, Uriah Brigham, Stephen Maynard, Warren Munson, Edward Maynard, Joshua Clap, Solomon Bingham, jun. Martin D. Follet, John Powell, Erastus Safford, Silas Hazeltine, Jonas Brigham, Nathan Green, Asa Aldis, Lemuel Scott, Joseph Robinson, Samuel Peckham, jun. Benjamin Fay, Simeon Hungerford, Elisha Sheldon, Arunah Waterman and Solomon Walbridge, and their associates and successors, be, and they are hereby constituted a body politic and corporate, by the name of the Franklin Agricultural Society; and they shall have right and power to sue and be sued, to keep a common seal, and the same alter at pleasure, and to have and exercise all the rights incident to corporations, for the purpose of executing and obtaining the purposes and objects of their association.*

Franklin agricultural society incorporated.

Name.

Their powers.

Sec. 2. *And it is hereby further enacted, That the said society to promote and encourage agriculture, economies in husbandry, and useful domestic manufactures, the objects of their association, shall have right and power to ordain and grant premiums, and medals, or other gratuities, as rewards of merit, exertion, discovery or improvement on the several*

May grant premiums.

objects aforesaid, as they from time to time judge proper.

Hold prop-
erty.

Sec. 3. *And it is hereby further enacted,* That the said society have right to receive, and hold by gift, grant, or bequest, property real and personal; *Provided,* the same shall at no time exceed the value of two thousand dollars.

Appoint offi-
cers.

May make
bye-laws.

Sec. 4. *And it is hereby further enacted,* That the said society at their regular and stated meetings, shall have power to appoint such officers, and enact such bye-laws, as they from time to time shall judge necessary, for the organization, good government, and regulation of said society, and for promoting its objects, aforesaid.

Proviso.

Provided, such bye-laws be not repugnant to the constitution and laws of this State, or the United States.

Sec. 5. *And it is hereby further enacted,* That the first meeting of said society, holden under this act, shall be at the house of Bates Turner, in Fairfield, on the second Monday of January next, at ten o'clock forenoon.

Passed October 30th, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'ty.

CHAPTER 53.

An Act for the relief of Beniah Woodward.

Whereas Beniah Woodward, by the Supreme Court holden at woodstock, in September, 1807, was sentenced to pay a fine of ten dollars and the costs of a prosecution against him taxed at \$36 87; and whereas the Govenor and Council, at their session in October last, remitted said fine—*Therefore,*

Preamble.

IT is hereby enacted by the General Assembly of the State of Vermont, That the said Beniah Woodward, be, and hereby is released from the payment of said bill of Cost, and the Sheriff and State's Attorney of Windsor County and all others are to govern themselves accordingly.

Discharged from the payment of a bill of cost.

Passed October 30th, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 54.

An Act, granting relief to Moses Wallace.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That Lemuel Taber, Harris E. G. M'Lauchlin, and Richard H. Huntley, be, and are hereby appointed commissioners, to receive the estate of the said Moses Wallace, into their custody, for the purpose of discharging all existing claims against him, and they are hereby fully empowered to sue for and recover, in their own names as commissioners, all debts, dues and demands, which the said Moses shall have

Commissioners appointed.

Their power.

at the time of passing this act, against any person or persons whomever, and upon payment being made, their discharge to grant in as full and ample a manner, as the said Moses could have done before the passing of this Act—*Provided*, That each of the said commissioners, before entering on any part of their duties assigned them by this Act, shall take the following oath, before any Judge of the Supreme or county court, in this State, to wit: You being appointed by an act of the Legislature of this State, entitled an Act granting relief to Moses Wallace, do solemnly swear that without partiality to the said Wallace, and in due regard to all and each of his creditors, you will receive and distribute his estate, real and personal, as the same shall come into your hands amongst such respective creditors, in manner and form as is directed by said Act, and further, that you will in all things faithfully, to the best of your abilities, execute the trust reposed in you by the said Act, so help you God.

He sworn,

Form of the oath,

Shall call upon the said Wallace to deliver up his estate.

Notify the creditors when and where to meet.

Shall make distribution.

Sec. 2. *And it is hereby further enacted*, That the said Commissioners, being first duly sworn, as aforesaid, are fully authorised and empowered to call upon the said Moses Wallace, to deliver up all his estate real and personal, to them or either of them, whose duty it shall be to notify such creditors to assemble at such time and place, in the town of Tops-ham, in the county of Orange, as they shall think proper, at which time and place, it shall be the duty of the commissioners, and they are hereby directed and empowered to make distribution unto, and amongst said creditors, in proportion to their claims and demands.

which shall then be exhibited to said commissioners; as appears to them justly due.

Sec. 3. *And it is hereby further enacted,*
That it shall be the duty of the aforesaid commissioners, to notify the creditors and claimants above mentioned, by a publication, made for that purpose, in the Vermont Republican, printed at Windsor, which publication shall be made, at least six weeks successively, within the term of three months from and after the passing of this act, and six months from the last publication as aforesaid, shall be allowed to the creditors and claimants to bring forward and substantiate their claims before said commissioners, who shall have the same powers in adjusting and ascertaining said demands as are by law given to commissioners on the estates of persons deceased, subject to no appeal.

Creditors how notified.

Time allowed the creditors to exhibit their claims.

Sec. 4. *And it is hereby further enacted,*
That the said commissioners be, and they are hereby empowered, in making the distribution of the estate of the said Moses Wallace, to return and deliver unto him, the said Wallace, for his sole use and benefit forever, all such household furniture and clothing, for himself and family, or other personal property as they shall think proper, not exceeding three hundred and fifty dollars.

What part shall be returned to said Wallace.

Sec. 5. *And it is hereby further enacted,*
That if the said commissioners, shall at any time, discover any estate, real or personal, belonging to the said Moses Wallace, directly or indirectly, concealed or embezzled, they the said commissioners are hereby authorised

Commissioners may sue for any of the estate fraudulently concealed.

to sue for, recover and take into their possession, and dispose thereof, in like manner as if the same had been actually delivered to them by the said Wallace.

The bankrupt shall lodge with the commissioners a certificate of his oath.

Sec. 6. *And it is hereby further enacted,* That the said Moses Wallace, shall lodge with the said commissioners, a regular certificate under the hand of one of the Judges of the County Court, within and for the county of Orange, that he has taken the following oath, to wit:

Form of oath.

You solemnly swear by the name of the everliving God; without evasion, equivocation, or mental reservation, that you have delivered over to the commissioners appointed in the act passed for your relief, all your estate, both real and personal, for the benefit of your creditors, So help you God: which oath, either of said Judges is hereby authorised to administer; and when said commissioners shall Judge that agreeably to the true intent and meaning of this act, the said Wallace has in every respect, conformed himself thereto, and having taken the above oath as aforesaid, and as they firmly believe, delivered up to them, the whole of his estate, both real and personal for the purposes therein mentioned, the said commissioners shall immediately, thereafter, make, execute and deliver to the said Wallace, their certificate of discharge agreeably to the true intent and meaning of this act:

By whom administered.

Shall be discharged.

Proviso.

Provided, That if the said Wallace shall not surrender and account for his property, in such manner as shall satisfy the said commis-

sioners, that he hath not secreted, fraudulently conveyed, or otherwise embezzled, any part thereof to the detriment of his creditors he shall not be entitled to their certificate aforesaid, nor take any benefit by this act.

Sec. 7. *And it is hereby further enacted,*

That a summary of the settlement, made by the Commissioners, with the said Wallace, with a copy of their certificate, contemplated in this act, to be given by the said commissioners, to the said Wallace, being returned into and registered in the county Clerk's office in the county of Orange, the said Wallace, shall be, and he hereby is fully and finally released and discharged forever from all claims and demands now against him of every name or nature, whether as principal or surety.

Summary of settlement & copy of certificate where recorded.

Sec. 8. *And it is hereby further enacted,*

That in all things, to be done by said commissioners, as in this act mentioned, the act of the majority shall be binding on the whole; and be in every respect, held good and valid in law.

Act of a majority of the commissioners shall be binding.

Sec. 9. *And it is hereby further enacted,*

That if the said Wallace, shall at any time hereafter, be convicted of perjury, in taking the oath aforesaid, he shall not only be liable to all the pains and penalties of corrupt perjury, but shall be forever excluded from any benefit rendered, or intended to be rendered to him by this act, any thing herein to the contrary notwithstanding.

Penalty if convicted of perjury.

Sec. 10. *And it is hereby further enacted,*

That before said commissioners shall make

Inventory & appraisal to be made.

Appraiser appointed.

any disposal or dividend of any of the estate of the said Wallace, they shall cause an inventory and an appraisal thereof to be made by Samuel Butterfield, of Topsham, who shall be sworn to make a true and just inventory and appraisal thereof, at its value in money, and shall certify the same under his hand to the said commissioners, and shall also keep a duplicate thereof, for the inspection of the creditors and claimants, aforesaid, and said commissioners in the disposition of said estate, shall consider the same to be of the value certified in said inventory.

Commissioners and appraiser how paid.

Sec. II. *And it is hereby further enacted,* That the said commissioners and appraiser, shall for their services by this act enjoined upon them, be each allowed the sum of one dollar and fifty cents per day, for each day they may be employed, including necessary expenses, to be paid out of the estate of the said Wallace, and also the expense of advertising, adjusting and distributing said estate, as directed by this act, shall be paid out of the same.

Majority of the creditors not agreeing commission. ers may sell estate at vendue.

Proviso.

Sec. 12. *And it is hereby further enacted,* That if a major part of the creditors aforesaid should not agree that the commissioners aforesaid should make distribution of the property of the said Wallace according to their respective claims, the said commissioners shall proceed to sell the same at public auction, and an equal dividend of the money arising from such sales to make among said creditors, according to their respective claims : *Provided,* Notice of the time and place of such sale shall be previously given, by a publication for that

purpose, inserted three weeks successively, in the paper aforessid, the last of which publication, shall not be less than three week before such sale,

Sec. 13. *And it is hereby further enacted,* That if any action be hereafter brought to recover any demand, barred and discharged by this act, either against said Wallace, or his bondsman, he or they may plead the general issue, and give this act in evidence under the same, in bar of such suit or action.

May give this act in evidence in bar of any action, &c.

Passed October 30th, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 55.

An Act, to legalize certain town records in the town of Richmond.

Whereas it appears to this General Assembly, Preamble, that there are doubts entertained by the inhabitants of the town of Richmond, as to their records, made by Sylvanus Church, who was destitute of freehold estate.

IT is hereby enacted by the General Assembly Richmond records authenticated. *of the State of Vermont,* That all, and every of the records of the town of Richmond, aforesaid, made by the said Sylvanus Church, are hereby legalized and established in as good and ample manner as they would have been,

provided the said Sylvanus Church, had been a freeholder, according to law.

Passed October 30th, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec^y.

CHAPTER 56.

An Act to legalize certain town records in the town of Marshfield.

Preamble.

Whereas it appears to this Assembly, that there are doubts entertained by the inhabitants of Marshfield, as to the legality of their town proceedings, owing to the town clerk of said town, for the years 1802, and three, having neglected to record a certificate of the several officers, chosen at the annual March meeting, in said town, in the years aforesaid, being duly sworn to the faithful discharge of the several Offices to which they were elected—And whereas it also appears that said town of Marshfield, on the 9th day of March, 1807, did elect George Rich, town clerk of said town, for the year then next ensuing, and who at that time, and for several months thereafter, was destitute of a freehold estate, and as doubts are entertained as to the legality of the records made by said town clerk—*Therefore,*

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont, That all, and every proceeding of the town of Marsh-*

field, under the aforesaid meetings of 1802, and 1803, be, and hereby are legalized and established in as good and ample a manner as they would have been, had the said town clerk made a record of the several officers being sworn as the law directs.

Proceedings
of the town
of Marsh-
field legaliz-
ed.

Sec. 2. *And it is hereby further enacted, by the General Assembly of the State of Vermont,* That all and every of the records of the town of Marshfield, aforesaid, made by the said George Rich, while not a freeholder as aforesaid, be, and hereby are legalized and established, in as good and ample a manner, as they would have been, provided the said George Rich, had been a freeholder according to law.

Records au-
thenticated.

Passed October 30th, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 57.

An Act laying a tax of three cents per acre on the town of Highgate.

IT is hereby enacted by the General Assembly of the State of Vermont, That there be, and hereby is laid a tax of three cents on each acre of land in the town of Highgate, in the county of Franklin, (lands sequestered to public, pious, and charitable uses excepted) for the purpose of making and repairing roads and building bridges in said town, to be expend-

Highgate
land tax.

ed under the direction of Thomas Best, Abel Drury, and Stephen Powell, all of said Highgate, who are hereby appointed a committee to superintend the expenditure of said tax, one fourth part of which tax shall be expended on the middle road, leading through said Highgate, by Patten falls, so called, and the remaining three fourths of said tax, to be expended on such roads, as the selectmen of said Highgate, to be appointed at the next March meeting of the inhabitants of said town, in conjunction with said committee shall direct; and any Justice of the Peace in the county of Franklin, is hereby authorised to issue his warrant to John Bar, of said Highgate, who is hereby appointed a collector to collect said tax, and the said committee and collector are hereby directed in the collection, expenditure and accounting for said tax, to conform themselves to the directions of the general Statute laws of this State, in that behalf provided.

John Bar
Collector.

Passed October 30th, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 58.

An Act, making the bills of the Vermont State bank, a tender in the payment of all land taxes, granted by this legislature, at their present session.

IT is hereby enacted by the General Assembly of the State of Vermont, That the bills of the

Vermont State bank, shall be a lawful tender in the payment of all land taxes, granted by this Legislature, at their present session, and shall also be received by the collectors of such taxes for the sales and redemptions of all land so taxed, and shall be received of such collectors by the purchasers of all lands sold at vendue as aforesaid.

Vermont
State Bank
bills a ten-
der on land
taxes.

Passed October 30th, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 59.

An Act, incorporating the North and South Districts of Wardsborough, in the county of Windham, into two sepearte and distinct towns.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That the North and South districts of Wardsborough, be. and they hereby are incorporated, and made into, two distinct and corporate towns, with all such privileges and immunities, as other corporate towns, in this State, have and enjoy, any law, usage or custom to the contrary notwithstanding.

North and
South dis-
tricts of
Wardsboro'
two towns.

Sec. 2. *And it is hereby further enacted,* That the said North district, shall hereafter be called, and known by the name of Wardsborough; and the said South district shall be called and known by the name of Dover; and

North dis-
trict called
Wardsboro'.

South dis-
trict Dover.

that in all public advertisements, for the sale of lands, for the payment of taxes in the said Dover, for the space of two years, from and after the passing of this act, it shall be inserted, in said advertisements, Dover, alias, Wardsborough South district.

Passed October 30th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'ty.*

CHAPTER 60.

An Act, incorporating certain persons therein mentioned by the name of the Thetford Manufacturing Company.

Thetford
Manufac-
turing com-
pany incor-
porated.

Name.

Powers.

May have a
seal.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That Beriah Loomis, William Child, William Heaton, jr. Cyrel Child, Beriah Loomis, jun. Abner Bartholomew, Lyman Fitch, Bela Child, Joseph Horsford, 2d. Heman Horsford, Gardner Downer, and Jeremiah Tyler, all of Thetford in the County of Orange, and their present and future associates, successors or assigns, be, and they hereby are constituted and appointed a body politic and corporate to all intents and purposes, by the name of the Thetford Manufacturing Company, and by that name may sue and be sued, appear, prosecute and defend in all suits and actions; may purchase, hold and convey both real and personal estate, may have a common seal, and shall have and enjoy all the rights, privileges and

Immunities which are incident to corporations for the purpose of manufacturing Wool, Cotton, Flax, and Tobacco, all or either of them, in all their various branches, in the said town of Thetford, in the county of Orange, and vending the same, there or elsewhere—

Provided, That said corporation shall not, at any one time, hold real estate above the value of ten thousand dollars, exclusive of the buildings erected, for the express purpose of carrying on said manufactures. May hold real estate.

Sec. 4. *And it is hereby further enacted*, That the first meeting of said corporation shall be holden at the dwelling house of William Heaton, jun. in said Thetford, on the first Monday of December next, for the purpose of choosing such officers as they may deem necessary and establish the manner of calling future meetings, and the said corporation may at the said meeting, and at all other meetings legally notified, make, repeal, and alter such bye-laws, rules and regulations not repugnant to the laws and constitution of this and the United States, as they may deem necessary to carry into effect the object of said corporation. First meeting when & where holden.

Section 3. *And it is hereby further enacted*, That the said corporation shall have power to divide their grant into as many shares as they may deem proper; and such shares shall be taken, deemed and considered as personal estate to all intents and purposes; and may be transferred, in such manner as the said corporation by their bye-laws may establish—And any such share may be attached on mesne process, levied on and sold by execution in the same manner, and subject to the same May make bye-laws.

That the said corporation shall have power to divide their grant into as many shares as they may deem proper; and such shares shall be taken, deemed and considered as personal estate to all intents and purposes; and may be transferred, in such manner as the said corporation by their bye-laws may establish—And any such share may be attached on mesne process, levied on and sold by execution in the same manner, and subject to the same And divide their grant into shares.

And any such share may be attached on mesne process, levied on and sold by execution in the same manner, and subject to the same Said shares personal estate.

How sold on
execution,

rules and regulations as other personal property, provided that the officer serving such process, shall at the time of such service, leave a true and attested copy of such writ with his return thereon endorsed, with the clerk of such corporation, and the officer levying such execution, shall leave a copy of the same, with his return thereon endorsed, with the clerk of said corporation, within fourteen days after he has made sale, and pay the said clerk for recording the same, and such shares so sold, shall to all intents and purposes vest in the purchasers.

May assess
taxes,

Sec. 4. *And it is hereby further enacted,* That the said corporation shall have power by themselves, their agents or directors, to assess taxes, on their shares, and if necessary, to sell such shares for the payment of the same, in such manner as said corporation, may by their bye-laws establish.—*Provided*, nothing in this act shall prevent any future Legislature from making such alterations or amendments in the same, as the public good may require, and that the same cease and determine in thirty years from the passing thereof.

Expiration
of their
grant.

Proviso.

Provided nevertheless, That if the said corporation shall not erect or provide suitable buildings for, and have the manufactory of either Wool, Cotton, or Flax in complete operation, within two years from and after the passing of this act; in that case, the said corporation shall take no further benefit from this act, but the same shall, thereafter be void.

Sec. 5. *And it is hereby further enacted,* That whenever an execution shall legally is-

sue against said company, the same may be levied upon the corporate property, of said company, or upon the property of any member or members of said company.

Passed October 31st, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 61.

An Act, for the removal of Samuel Pope, jun. from the Gaol in Woodstock, to the State Prison.

Whereas Samuel Pope, jun. now a prisoner in the common gaol in Woodstock, in the county of Windsor, on criminal process, is not able to procure bail for his appearance at the session of the Supreme Court, next to be holden at said Woodstock, on the third Tuesday of August next; and *whereas* the said Samuel Pope, jun. must remain in close confinement in said gaol at Woodstock, until said session of the Supreme Court, unless liberated therefrom; and *whereas* the said Samuel Pope, jun. has requested, by his petition to this Legislature, to be removed from said gaol in Woodstock, and be confined in the States's Prison in Windsor, in this State, and there remain subject to all the rules and bye-laws of said State's Prison, until said session of the Supreme Court, and then to receive his trial by said Supreme Court the same

Preamble.

as though he had never been removed from said gaol in Woodstock—*Therefore,*

Sheriff of
Windsor
county to re-
move Sam.
Pope to the
State Prison

Sec. 1 *IT is hereby enacted by the General Assembly of the State of Vermont,* That the Sheriff of said Windsor county, be, and he is hereby authorised to remove the said Samuel Pope, jun. from the gaol in Woodstock, and him commit to the keeper of the State's Prison in Windsor, who is hereby authorised to receive the said Samuel Pope, jun. and him safely keep, agreeably to the rules and regulations of the Prison until he shall be legally bailed, or until the Supreme Court, at their session next to be holden at Woodstock, on the third Tuesday of August next, shall call for said Samuel Pope, jun. who shall then and there receive his trial by said Court, the same as if he had never been removed to said State's Prison.

Shall leave a
copy of this
act with the
keeper.

Sec. 2. *And it is hereby further enacted,* That the Sheriff aforesaid, on removal of said Samuel Pope, jun. from said gaol, in Woodstock, to said State's Prison, shall leave with the keeper of said State's Prison an attested copy of this act, which shall be sufficient authority, for said keeper to detain said Samuel Pope, jun. until called for as aforesaid.

Passed October 31st, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 62.

An Act laying a tax of two cents per acre on
the town of Worcester.

IT is hereby enacted by the General Assembly of the State of Vermont, That there be, and hereby is laid a tax of two cents per acre on all the lands in the township of Worcester, in Chittenden county, (lands sequestered for public, pious, or charitable uses, excepted) for the purpose of making roads and building bridges in said town, to be expended under the direction of Carpus Clark, Elisha Green, and John Ridlin, all of said Worcester, who are hereby appointed a committee to superintend the collection and expenditure of the same—and any Justice of the Peace in the said county of Chittenden, is hereby authorised to issue his warrant to Jeduthan Loomis, of Montpelier, in Caledonia county, who is hereby appointed a collector to collect said tax, and said collector is hereby made accountable to said committee for the amount of said tax, and the said committee and collector are directed in the collecting, expending and accounting for the monies raised by said tax, to govern themselves in all things conformably to the general Statutes of this state in such case made and provided.

Worcester
land tax.

Jeduthan
Loomis
Collector,

Passed October 31st, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 63.

An Act, laying a tax, on the County of Caledonia.

Caledonia
County tax. Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That there be, and hereby is granted and laid a tax of five mills on the dollar, on the list of the poles and rateable estate of the inhabitants of the county of Caledonia, for the year one thousand eight hundred and ten, to be collected, and paid into the Treasury of said county, in proper orders drawn on the Treasurer thereof in specie or in bills on the bank of this State, by the first day of June next.

Treasurer to issue warrants to the first constables. Sec. 2. *And it is hereby further enacted,* That the Treasurer of said county, shall issue his warrants by the first day of January next, to the first constables of the several towns, in said county, for the collection of said tax— And the said first constables are hereby authorised and directed to proceed in the collection of said tax, in the same manner, as they are by law authorised and directed to proceed in the collection of state taxes.

Constables neglecting to pay over monies. Sec. 3. *And it is hereby further enacted;* That if any constable or collector, who may receive a warrant from the Treasurer of said county, for the collection of said tax, shall neglect to collect and pay said Treasurer, the amount of the tax contained in his warrant, by the time prescribed therein, **Treasurer to issue extent.** the Treasurer of said county, shall have the same power to issue an extent or extents, as the case may require, against such delinquent or delinquents.

as the Treasurer of this State is by law vested with, in case of neglect to collect and pay over State taxes.

Sec. 4. *And it is hereby further enacted,* To allow interest on all orders now against the county.
That the Treasurer of said county is hereby directed to pay and allow legal interest on all the orders, now outstanding against said county, which were issued for the demands due from said county, for building the new gaol in Danville, from the time the several orders become due and payable, to the time the same shall be demanded and paid by said Treasurer.

Passed October 31st, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'ty.*

CHAPTER 64.

An Act, in addition to an act, entitled " An Act establishing a company of Riflemen, in the third regiment, second brigade and second division of the militia of this State."

Sec. 1. **IT** *is hereby enacted by the General Assembly of the State of Vermont,* That the Brigadier General of the said second brigade, of the second division of the militia of this state, be, and hereby is authorised, and directed to commission the Officers chosen by said Rifle Company, pursuant to orders from Gen. Caleb Hendee, jun. as soon as said company are two thirds equipped and uniformed. Brig. Gen. authorised to commission the officers.

May fill vacancies.

Sec. 2. *And it is hereby further enacted,* That the said Rifle Company, may, from time to time, fill all vacancies from the standing companies, provided said enlistments do not reduce said standing companies, below the number of fifty rank and file.

Passed October 31st, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'ty.*

CHAPTER 65.

An Act, authorising the Franklin Independent Artillery Company to enlist from the standing companies.

May enlist from the standing companies.

IT is hereby enacted by the General Assembly of the State of Vermont, That the Franklin Independent Artillery Company are hereby authorised and empowered to enlist from time to time, from the standing companies in the second regiment; in the first brigade, in the second division of the militia of this State—*Provided,* they do not reduce the standing companies, below the number of fifty rank and file; and *Provided also,* their number shall not exceed twenty-four privates.

Proviso.

Passed October 31st, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'ty.*

CHAPTER 66.

An Act granting a ferry to Joseph Mott.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That the exclusive privilege of keeping a ferry from Windmill point, in Alburgh, to Champlain, in the state of New-York, be, and is hereby granted to Joseph Mott, his heirs and assigns for the term of ten years; from and after the passing of this act.

Grant of a ferry to Joseph Mott for the term of ten years.

Sec. 2. *And it is hereby further enacted,* That the said Joseph Mott, so soon as the ice shall be dissolved, between the aforesaid places in the spring of every year, shall have, and thereafter keep, in good repair and well manned, sufficient ferry boats, for conveying passengers, horses, cattle, teams and carriages across said ferry, under such regulations, as the magistrates, selectmen and constables of the town of Alburgh, shall make.—And if the said Joseph Mott, his heirs and assigns, between the dissolving of the ice in the spring and the taking thereof in the fall, in any year, during the said term of ten years, shall be without such good and sufficient boats for the space of ten days, at any one time, then the said Joseph shall take no benefit by this act.

Shall be provided with ferry boats.

Selectmen &c. of Alburgh to regulate the ferry.

Penalty for not being provided with boats.

Sec. 3. *And it is hereby further enacted,* That if the said Joseph Mott, his heirs and assigns, during the time in which he is obliged to keep his boats as aforesaid, shall refuse or neglect to carry any passenger, horse, cattle, team or carriage across said ferry within one hour after application is made, when the

Or refusing to carry passengers.

wind and weather will permit, he shall pay a fine, not exceeding five dollars, to the treasurer of the town, and pay all damages to the person, or persons, who shall be injured by such delay.

Selectmen
of Alburgh
to fix the
rates of toll.

Penalty for
taking ex-
cessive fees
for ferriage.

Sec. 4. *And it is hereby further enacted,*
That it shall be the duty of the said magistrates, selectmen and constables of Alburgh, to meet in such place, as they shall appoint, sometime in May next, and fix the rates of toll, which may be taken at said ferry, and once in each year after, if requested thereto, in writing by the said Joseph Mott, or more than three freeholders, of the aforesaid town, they shall meet and fix the rates of toll as aforesaid, and if the said Joseph Mott, his heirs and assigns, shall take greater toll, for passing said ferry, than shall be so fixed, from time to time, he shall pay to the person so injured, three fold the sum thus lawfully taken, to be recovered by action on the case, before any authority, competent to try the same, with cost.

Penalty for
her per-
son carry-
passen-

Sec. 5. *And it is hereby further enacted,*
That if any person or persons shall transport any traveller, or the horses, cattle, team or carriage of such traveller across said ferry, and shall receive any fee or reward, for such transportation, he or they shall pay to the said Joseph Mott, one dollar for every such act, to be recovered in an action on the case, before any competent authority with cost.

Passed October 31st, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 67.

An Act, appointing a committee to lay out and survey a market road, from Orwell to Fairhaven.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That Pliny Smith, of Orwell, Salmon Norton, of Fairhaven, and John Conant, of Brandon, be, and they hereby are appointed a committee to lay out and survey a market road from Jacob Smith Esqr's. in Orwell, in the county of Rutland, through a corner of Sudbury, and the west part of Hubbardton, by Horton's mills, and through Castleton, in a direction to the bridge, near the paper-mill in Fairhaven, in the county of Rutland, aforesaid; the survey of said road, so be laid by said committee, so far as it shall pass through any town, they shall cause to be recorded in the town Clerk's office of the same.

Committee appointed to lay out a market road

Where it shall be laid,

To be recorded.

Sec. 2. *And it is hereby further enacted,* That the said committee, shall give notice of the time and place they will attend to said business, by posting up a notification at some public place, in each town, through which said road will pass, at least twelve days before the time appointed for such meeting, and said road when laid out, and surveyed, as aforesaid, shall not be altered, except by a committee appointed by the county Court, for the county of Rutland.

Notice to be given.

Sec. 3. *And it is hereby further enacted,* That the aforesaid committee shall have the same power to assess damages and set over

Damages how assessed.

old roads, and allowance lands in compensation for damages as is given to selectmen, and persons agrieved shall have the same redress, as is given in the first section of an act reducing into one the several acts for laying out, making, repairing and clearing highways.

Expense
how paid,

Sec. 4. *And it is hereby further enacted,* That the aforesaid committee shall be paid for their services by the persons who shall call them out.

Passed October 31st, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 68.

An Act, relating to the public lands in the town of Ferrisburgh, and city of Vergennes.

Public lands
in the city of
Vergennes
to be under
the control
of the com-
mon council

IT is hereby enacted by the General Assembly of the State of Vermont, That all that part of the lands sequestered for public, pious, and charitable uses, in and by the original charter of the township of Ferrisburgh, now lying within the City of Vergennes, be, and the same hereby are appropriated for public, pious and charitable uses, within and for the said City of Vergennes, to be under the control of the common council of said City of Vergennes, in the same manner as public lands in other towns, are subject to, and under the control of the selectmen of such

towns ; and that the selectmen of Ferrisburgh are hereby authorised and required to assign to the common council of the said City of Vergennes, for the use and benefit of said city, as aforesaid, within sixty days from the passing of this act, if required, all such leases as have been taken by the said selectmen of Ferrisburgh, or their predecessors in office, for public lands, now lying within said City of Vergennes, and the said leases being thus assigned, shall empower them the said common council, to collect and receive all rents, and profits arising therefrom, after the passing of this act ; and the said common council, for and in behalf of the said City of Vergennes, shall within sixty days from the passing of this act, if required, release to the selectmen of Ferrisburgh, for the use of said town, all right, title or claim, which they have to any public lands, lying in the said town of Ferrisburgh, or, to the rents and profits arising therefrom.

Selectmen of Ferrisburgh to assign to the common council all leases &c.

Common council to release to the selectmen of Ferrisburgh all right &c. to public lands.

Passed October 31st, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 69.

An Act altering the time of holding the annual meetings of the trustees of Orange County Grammar School.

IT is hereby enacted by the General Assembly of the State of Vermont, That the next annual

Annual
meeting al-
tered.

meeting of the trustees of Orange County Grammar School, shall be holden on the first Tuesday of June next, at the place now by law appointed; and that the annual meetings of said trustees, shall hereafter be holden on the first Tuesdays in June, annually forever, any law to the contrary notwithstanding.

Passed October 31st, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 70.

An Act to incorporate certain persons by the name of the Vergennes Agricultural Society.

Vergennes
Agricultural
Society in-
corporated.

Name.

May have a
seal,

Grant pre-
miums &c.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That Thomas Byrd, Samuel Strong, and Francis Bradbury, their associates and successors, be, and they hereby are made a body corporate and politic, by the name of the Vergennes Agricultural Society, and by that name, may sue and be sued, may have a common seal, and enjoy all the privileges incident to corporations, for the purpose of distributing premiums, and medals, to those who shall make the most useful discoveries in agriculture; and shall produce the best cattle, sheep, &c. as may hereafter be regulated by said corporation; also for the purpose of procuring and distributing books, pamphlets, and other A-

American, and European publications, on Agriculture.

Section 2. *And it is hereby further enacted,*
That the said company, at any legal meeting, shall have power to divide said grant into as many shares as they may think proper, and establish the mode of transferring the same, either by private sale, or for the payment of taxes, and said corporation shall have power to make bye-laws, not repugnant to the constitution and laws of this State, for the regulation of their common interest.

And divide their grant into shares.

May make bye-laws.

Sec. 3. *And it is hereby further enacted,*
That the first meeting of said corporation shall be holden at the dwelling house of Azariah Painter, in Vergennes, on the second Monday in January next, for transacting any business which may be found necessary ; and the said corporation may then and there agree on a mode of calling future meetings, and the same alter and amend at pleasure.

First meeting when & where holden.

Sec. 4. *And it is hereby further enacted,*
That the shares of said corporation, shall be taken and considered as personal property to all intents and purposes ; and when any share or shares shall be attached on mesne process, an attested copy of said process, and of the officer's return thereon, shall be by the officer serving the same, immediately left with the clerk of said corporation, otherwise the attachment shall be void—And such shares may be sold on execution, in the same manner as is, or may be by law provided, for the sale of other personal property ; the creditor leaving an attested copy of the execution with

Said shares personal estate.

How sold on execution.

the officer's return thereon, with the clerk of said corporation, within fourteen days after such sale, and paying the clerk for recording the same ; and such share or shares so sold, as aforesaid, shall to all intents and purposes, vest in the purchaser.

Sec. 5. *And it is hereby further enacted,* That the persons and property of the said corporation shall be holden for debts, contracted by said corporation.

Passed October 31st, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 71.

An Act dividing the public lands, in South and Middle Hero.

Preamble.

Whereas an agreement has been made between the towns of South and Middle Hero, concerning the division of their public lands, and the parts of said lands which each shall lease and improve has been designated, by their committees, chosen for that purpose—*Therefore,*

Selectmen
of South
Hero may
lease land.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That the selectmen of South Hero, may, and they are hereby authorised to lease, and in any way dispose of, according to such laws as have been, or shall hereafter be enacted, concern-

ing the public lands in this state, the east half of the first division lot, laid to the right of the first settled minister, the south half of the first division lot, laid to the right for the support of the ministry, and the west half of the first division lot, laid to the right for the support of schools, and that all the rents and profits arising from the aforementioned parts of said lands, so leased and disposed of, shall be to the sole use and benefit of the town of South Hero, for the purposes directed by the aforesaid laws, under which they shall be so leased and disposed of.

Sec. 2. *And it is hereby further enacted,* That the Selectmen of Middle Hero may, and they hereby are authorised, to lease, and in any way dispose of, according to such laws, as have been, or hereafter shall be enacted concerning the public lands in this state, the other half of the above mentioned several lots, and that all the rents and profits arising from such other parts of said lands, so leased and disposed of, shall be to the sole use and benefit of the town of Middle Hero, for the same purposes as are before mentioned.

Selectmen
of Middle
Hero may
lease lands.

Sec. 3. *And it is hereby further enacted,* That the rents and profits, which have arisen from any of the lands aforesaid, shall be and remain, for the purposes aforesaid, to the use and benefit of that town which last leased them according to the above mentioned division, in conformity to an agreement heretofore made, by the authority of the said towns.

Rents &c.
which have
arisen shall
remain to
that town
which leased
them.

Sec. 4. And whereas there is a second division lot belonging to each of the abovementioned

Second division lot when laid out may be divided.

Selectmen of each town shall have power to rent &c.

tioned public rights in South and Middle Herro; *It is hereby further enacted*, That said second division lots, when laid out and surveyed, may be divided, by the joint act of the committees for the said towns, appointed for that purpose, and when so divided, and a record of such division is made, in the town clerk's office of each of the said towns, then the selectmen of each town, shall have full power, to lease, rent, and dispose of, as aforesaid, those parts of the said second division lots, which shall be so set to each town, and appropriate the profits arising from them, for the same purposes, and in the same manner, as they are by this act, authorised to do concerning the first division lots of the said rights.

Passed October 31st, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 72.

An Act, establishing an academy in West-Rutland, in the County of Rutland.

West-Rutland Academy incorporated.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont*, That there be, and hereby is constituted and established, an Academy in the town of Rutland, in the West Parish thereof, in said Rutland county, at the place where the building erected for that purpose, now stands, to be known and designated by the name of "West-Rutland Academy."

Sec. 2. *And it is hereby further enacted,*
That Oliver Harmon, Wait Chatterton, Solomon Purdy, Samuel Campbell, jun. Chauncey Thrall, Moses Watkins, Nathan Bristol, Medad Sheldon, and Benjamin Pratt, with their associates and successors, be constituted, and appointed, a body politic, and corporate, to all intents and purposes, both in name and fact, with all the rights, powers and privileges, belonging to similar institutions, to be known by the name of the "Corporation of West-Rutland Academy."

Trustees.

Name.

Sec. 3. *And it is hereby further enacted,*
That said corporation may have a common seal, the same alter at pleasure; that they may sue and be sued; may prosecute and defend, in all suits and actions; may make their own bye-laws and rules, for the regulation of said academy; may take by gift, grant, purchase, or devise, any estate, personal or real, for the benefit of said corporation, to any amount, not exceeding three thousand dollars.

May have a seal,

May make bye-laws.

Sec. 4. *And it is hereby further enacted,*
That the persons named in the second section of this act, may add to their number, until the whole of the members of the corporation shall not exceed fifteen; and the said corporation may supply any vacancies which may happen by the death, removal out of the county, or by the resignation of any of the members of said corporation, at any meeting of said corporation, warned and holden according to any rules which may be established.—
And the said Oliver Harmon, Wait Chatterton, and Solomon Purdy, or either two of them, are hereby authorised to warn the first

Members of the corporation shall not exceed fifteen.

May fill vacancies.

First meeting.

meeting of said corporation, at any convenient time and place, within three months from the rising of this legislature, for the purpose of transacting proper business, making rules and regulations, choosing officers, appointing times of annual meetings, for the benefit of said corporation; a majority of all the members of said corporation to make a quorum.

Property of said corporation freed from taxes. Sec. 5. *And it is hereby further enacted,* That all real and personal estate of said corporation, held for the benefit of said academy, shall be free, and forever exempted from all taxes.

Passed November 1st, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 73.

An Act constituting a company in Windsor, by the name of Jefferson Artillery.

Preamble.

Whereas Sewell Cutting, Sylvester Churchill, and Samuel Patrick, jun. and others their associates, have petitioned the Legislature, that they may be constituted a company of Artillery, to be annexed to the first Brigade and fourth division of the Militia of this State—*Therefore,*

IT is hereby enacted by the General Assembly of the State of Vermont, That the said Sewell Cutting, Sylvester Churchill, and Samuel

Patrick, jun. and others their associates, be, and they are hereby constituted a company of Artillery, by the name of Jefferson Artillery Company, to be under the command and subject to the orders of the Brigadier General of the said first Brigade, and enjoy all the privileges, powers and honors appertaining to other companies of Artillery in this State.

Artillery company in Windsor incorporated.

Name.

Their powers.

Sec. 2. *And it is hereby further enacted,* That the said company having furnished, equipped and uniformed themselves within one year from the passing of this act, it shall be the duty of the said Brigadier General of the Brigade aforesaid, to appoint a time and place and lead them to a choice of all the necessary officers, and make a return thereof, that the officers so elected may be commissioned.

Commanding officer of the brigade to lead them to a choice of officers.

Sec. 3. *And it is hereby further enacted,* That the said company may, from time to time enlist to the number of sixty rank and file, persons who are, by law, exempted from doing military duty, and from the militia companies in said Windsor: *Provided always,* That the said militia companies shall not be reduced by such enlistments, to a less number than sixty rank and file.

May enlist to the number of sixty.

Proviso.

Passed November 1st, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 74.

An Act, constituting a new County by the name of Jefferson.

New county constituted. **Name.** Sec. 1. *It is hereby enacted by the General Assembly of the State of Vermont,* That the towns of Fayston, Duxbury, Waterbury, Stow, Worcester, Middlesex, Moretown, and Waitsfield, in the county of Chittenden, Montpelier, Calais, Marshfield, and Plainfield, in the county of Caledonia; and Barre, Berlin, and Northfield, in the county of Orange, be, and they are hereby constituted, a distinct county, by the name of Jefferson, to be organized with all the rights and privileges belonging to the other counties in this State.

Committee appointed. **To designate a place for the public buildings.** **To the acceptance of the Judges of the Supreme court** Sec. 2. *And it is hereby further enacted by the authority aforesaid,* That John Peck, of said Waterbury, Gersham Palmer, of said Calais, and Nicholas Baylis of said Montpelier, be, and they are hereby appointed a committee to designate the place in said county of Jefferson, whereon to build a Gaol and Court-House, for said county, and by purchase or gift, procure sufficient land for that purpose, taking a deed of the same, in trust for said county; and said committee are hereby authorised to proceed immediately to erect said Gaol and Court-House, and expend such monies as shall be raised by subscriptions for that purpose, and when said committee shall have erected by subscription a good and sufficient Gaol, together with a dwelling house annexed thereto, for the use of the keeper, and provide some convenient place for the Courts to be held at, for the time being, to the acceptance of the Judges of the Supreme Court, the said county of Jefferson shall be organized for the transaction of all legal, public business as a county.

Sec. 3. *And it is hereby further enacted by the authority aforesaid,* That until the organization of the county of Jefferson, the towns of Fayston, Duxbury, Waterbury, Stow, Worcester, Middlesex, Moretown, and Waitsfield, shall remain within the jurisdiction of the county of Chittenden; the towns of Montpelier, Calais, Marshfield, and Plainfield, within the jurisdiction of the county of Caledonia; and the towns of Barre, Berlin, and Northfield, within the jurisdiction of the county of Orange; any thing in this act to the contrary, notwithstanding.

Passed November 1st, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 75.

An Act, establishing an Academy at Addison in the County of Addison.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That there be, and hereby is constituted and established, an academy at such place, in the town of Addison, in the county of Addison, as the corporation, hereafter named, shall think most convenient for that purpose, to be known and designated by the name of "Addison Literary Society."

An academy in Addison established.

Name.

Sec. 2. *And it is hereby further enacted,* That Messrs. John Strong, Robert Cham.

Trustees

Trustees.

bers, Timothy Woodford, Evans Beardsly, Erastus Swift, Oliver Smith, Carrel Merrills, Zadock Everist, and Cyrus Strong, all of said Addison, and such others as shall be appointed, in manner, and to the number herein directed, shall form and constitute the board of Trustees, for the said institution, and be known by the name and stile of "*The Trustees of Addison Literary Society*;" and the Trustees of Addison Literary Society, aforesaid and their successors in office, are hereby declared, constituted, ordained and appointed a body corporate and politic, to all intents and purposes, in name and fact, and shall have full power to take, by gift, grant, purchase, or demise, any estate, either real or personal, or mixed, for the use of said Academy, to any amount not exceeding three thousand dollars; and also to receive, retain and appropriate all such donations, as have been, or shall hereafter be made, for the use and benefit of said institution, and by themselves, or their agent or attorney, to institute, maintain and defend any suit or suits which may, or shall be sued, prosecuted or impleaded, either in law or equity, for the recovery or defence of any of the rights or property of said institution, as they shall find necessary, and may appoint, elect and remove, from time to time, preceptors of said academy, as they may find necessary.

Their power

May make
bye-laws.

Sec. 3. *And it is hereby further enacted,* That said corporation shall have power to make, repeal and alter any bye-laws, they may deem necessary, not repugnant to the constitution and laws of this State; and may at any meeting regularly warned, elect by ballot,

such and so many Trustees, as they shall judge proper, as an addition to their number, or to supply any vacancy occasioned by death, resignation or otherwise; *Provided*, the whole number of Trustees shall not exceed thirteen, a majority of whom, shall be a quorum to act in all cases.

Elect Trustees.

Proviso.

Sec. 4. *And it is hereby further enacted*, That all estate of every description, sequestered for the use of said Academy, shall be free and forever exempt from all taxes.

Property free from taxes.

Sec. 5. *And it is hereby further enacted*, That the first meeting of the board of Trustees, shall be holden at the dwelling house of John Strong, Esq. in said Addison, on the second Monday of December next, at one o'clock, afternoon, at which meeting or at some adjournment thereof, said board of Trustees shall elect such officers as they may judge necessary, and direct the mode of calling future meetings.

First meeting when & where holden.

Sec. 6. *And it is hereby further enacted*, That said Trustees are hereby empowered to assess a tax on the several shares of said corporation, for the discharge of any debts or demands against the same, and for any other purpose which the said Trustees may judge promotive of the interest of said corporation; which said tax shall be collected, in such manner as said Trustees, by their bye-laws may direct.

May assess taxes.

Passed November 1st, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 76.

An Act in addition to An Act entitled An Act establishing a State Bank.

Directors
may loan.

When,

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That hereafter the Directors of the Vermont State Bank shall not, until the expiration of one year from the passing of this act, at any or either of the branches of said bank, make any loan, nor issue any bank bills from such branch until such time as the specie in the vault of such branch shall be equal to the amount of one half of the bills then in circulation, and the debts then due from such branch, nor then, if by means of such loan, the bills in circulation and debts due shall exceed twice the amount of specie in the vaults of such branch.

Not exceed-
ing 1000 dol.
to any per-
son or com-
pany.

Sec. 2. *And it is hereby further enacted,* That the directors of the several branches of said bank, shall not hereafter loan to any one person or company, money or bills, so that the sum or sums, such person or company shall be indebted to such branch at any one time, shall amount to more than one thousand dollars.

Cashier em-
powered to
issue extent
on gaol bond

Sec. 3. *And it is hereby further enacted,* That whenever any person or persons, committed to gaol on any extent to be issued hereafter, for the collection of any debt due to the state bank, as is provided by law, and shall, hereafter be admitted to the liberties of gaol on bail bond, and shall break the conditions thereof, and such bond be legally assigned, it shall be the duty of the Cashier of the

branch from which the original extent issued, when required by the directors of such branch, to issue an extent, as near as circumstances will admit, in the form prescribed by law, against such person or persons, and his, her, or their said bail, for the sum legally due on such extent, with interest and costs. And if such person, or persons, or such bail shall be committed to gaol on such extent, issued on such bail bond as aforesaid, he, she or they shall not be entitled to the liberties of the prison, but shall remain in prison till such extent be paid, or until otherwise discharged by law.

Principal & bail shall not be entitled to the liberties of the prison

Sec. 4. *And it is hereby further enacted,* That the Directors of said bank, shall in their annual report to the Legislature, exhibit a list of the names of all those persons, who shall at the date of such report, be in arrear to said Bank, and who shall not have observed strict punctuality in the performance of their several contracts with said bank, together with a particular statement of the date, and sums due on such contracts, and situation of each of such delinquents, relative to their responsibility and the state of such demand as to its collection.

Directors in their annual report shall exhibit the names of such debtors as shall be in arrear.

Sec. 5. *And it is hereby further enacted,* That if any sum or sums of money, which by contract are now due, and shall remain unpaid, to either of the branches of said bank at the end of eight months from the passing of this act, it shall be the duty of the directors, who have the particular charge of each branch, to cause a list of the names of the persons so indebted, with the sum due from each person, the date of such contract and time when pay-

And shall publish at the end of 8 months the names &c. of such persons as shall then be in arrear on contracts now due.

Proviso.

Relief in favor of persons agrieved.

able annexed, certified by the Cashier, to be published in some newspaper in this state, which shall be printed within three weeks after the expiration of the eight months aforesaid : *Provided nevertheless*, That if any person or persons shall think him or herself, or themselves agrieved by the issuing of any extent, by virtue of this act, he, she, or they, may have relief by Audita Querela, in the same way and manner, provided by law in case of extents issuing upon notes given to the bank,

This act to be published

Sec. 6. *And it is hereby further enacted*, That the Secretary of State be directed to cause this act to be published in the Vermont Republican, printed at Windsor, and in the Rutland Herald, printed at Rutland, as soon as convenient after the rising of this Legislature.

Passed November 2d, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'ty.*

CHAPTER 77.

An Act annexing the district of Deweysburgh, in the County of Caledonia, to the towns of Danville and Peacham.

Preamble.

Whereas the Inhabitants and land owners of said Deweysburgh, have petitioned this legislature to be annexed to the towns of Danville, and Peacham, aforesaid—*Therefore,*

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That from and after the first day of March next, all that part of the said district of Deweysburgh, which lies west of lots number twenty-three and twenty-four, as marked and known by the plan of said district, made out from Timothy Chamberlain's survey, shall be annexed to, incorporated with, and form a part of the town of Peacham ; and all that part of said district which lies east of, and including said lots, number twenty-three and twenty-four, shall be annexed to, incorporated with, and form a part of said town of Danville.

Enacting
clause.

Westerly
part annex-
ed to Peach-
am.

Easterly
part to Dan-
ville.

Sec. 2. *And it is hereby further enacted,* That the town clerk of said Deweysburgh, shall within ten days after the said first day of March next, deliver over to the town clerk of said Danville, all the town records of said Deweysburgh, who is hereby authorised to give certified copies of the same, which shall be received and considered as good and legal evidence in any court of record in this State, and for all other legal purposes.

Records to
be delivered
over to the
town Clerk
of Danville.

Sec. 3. *And it is hereby further enacted,* That the rents and profits of the public lands, already leased in said district, shall be equally divided between the towns of Danville, and Peacham ; and if it shall hereafter become necessary to lease the said public lands anew, the selectmen of said Danville and Peacham, are hereby jointly empowered to lease the same in their discretion, and shall divide rents and profits thereof, when so leased as afore-

Rents &c. of
public lands
to be divid-
ed to Dan-
ville and
Peacham.

Selectmen
of Danville
and Peach-
am to lease
public lands.

said, equally between said towns of Danville, and Peacham, which said rents, shall be appropriated to the several uses for which they were reserved by the original charter of said district.

May sue for
and recover
rents &c.

Sec. 4. *And it is hereby further enacted,* That the selectmen of Danville and Peacham, are hereby jointly authorised and empowered, in the failure of the leasees, or their assigns, of the said public lands now leased in said district, to pay the rents reserved by said leasees, to the said selectmen of said towns, to sue for and receive the same by ejectment, or otherwise in the names of the selectmen of said towns of Danville and Peacham, in as full and ample a manner, as though the said leasees, had originally executed the said leases to the selectmen aforesaid.

Passed November 2d, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 78.

An Act to establish the proceedings of the Proprietors of Orange.

Preamble.

Whereas a part of the first, second and third divisions of land of the town of Orange, in the County of Orange, and State of Vermont, have been cut off by an interference with the township of Barre, and a tract of equal dimensions has been left between said

Orange and Topsham, out of which the proprietors have compensated those persons whose lands have been taken off by Barre; and *whereas*, the proprietors, in making the compensation, have been obliged to proceed in a manner different from the statute, regulating proprietors meetings—*Therefore*,

IT is hereby enacted by the General Assembly of the State of Vermont, That all the votes of the proprietors of said Orange, passed at their meeting, holden on the 14th day of February last, and at their adjourned meetings, holden on the second Tuesday of July, and on the 21st and 22d days of August, and on the 17th day of October instant, shall be good and valid in law—*Provided nevertheless*, That the whole taxes ever raised, in consequence of the aforementioned votes, shall never exceed the sum of one dollar and fifty cents, on each hundred acres; and *Provided also*, that in any future meeting the land owners, shall vote in conjunction with the proprietors, in proportion to the quantity of land they severally own.

Proceedings
of the pro-
prietors of
Orange le-
galized.

Provised

Passed November 2d, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 79.

An Act laying a tax on Brownington.

Browning-
ton land tax

Joseph Rob-
inson collec-
tor.

IT is hereby enacted by the General Assembly of the State of Vermont, That there be, and hereby is laid a tax of four cents per acre on all the lands in the township of Brownington, in the county of Orleans, (lands sequestered for public, pious, and charitable uses excepted) for the purpose of making and repairing roads and building bridges, in said town; ninety dollars of said tax, to be laid out and expended, on the road leading from the county road in Brownington, near Julius Robinson's, to Navy, to be expended under the direction of Lemuel Nye, Isaac Smith, and James Lyon, all of said Brownington, who are hereby appointed a committee to superintend the expenditure of the same—And any Justice of the Peace within and for the county of Orleans, is hereby directed to issue his warrant to Joseph Robinson, of said Brownington, who is hereby appointed a collector to collect said tax; and said committee and collector are hereby directed, to conform and govern themselves in all things in the collecting, expending and accounting for the monies raised by said tax, agreeably to the directions and provisions of the general Statutes of this State, in that case made and provided,

Passed November 2d, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 80.

An Act, in addition to An Act entitled An

Act constituting a company of Artillery in the town of Fairfax, passed November 7th, 1807.

Whereas the act, to which this is an addition, did not annex said company to any regiment of Militia, in this State—*Therefore,*

Preamble

IT is hereby enacted by the General Assembly of the State of Vermont, That the said company of Artillery be, and they hereby are annexed to the second regiment in the third brigade and third division of the Militia of this state; and that said company, shall hereafter, have a right to enlist from time to time to fill up said company, from the standing companies, in said regiment; *Provided,* they do not reduce said standing company to a less number than sixty rank and file.

Annexed to the 2nd regiment 3d brigade and 3d division.

Passed November 2d, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 81.

An Act, incorporating certain persons therein mentioned by the name of the Champlain Cotton and Woollen Manufacturing Company.

Sec. 1. **IT** is hereby enacted by the General Assembly of the State of Vermont, That Charles Rich, James Paige, Elijah Wright, William Wilson, Henry Ames and William A. Need-

Champlain cotton and woollen manufacturing company incorporated.

Name. ham, of Shoreham, in the County of Addison,
and their successors and assigns, be, and they
are hereby constituted and appointed a body
politic and corporate, to all intents and pur-
poses, by the name of the Champlain Cotton
and Woolen Manufacturing Company, and
Powers. by that name may sue and be sued, appear,
prosecute and defend, in all suits and actions ;
may purchase, hold and convey both real and
personal property, to an amount, not exceed-
ing five thousand dollars, at any one time,
May have a seal. may have a common seal, and have and enjoy
all the privileges, incident to corporations for
the purpose of manufacturing, all or any of
the articles usually made from Cotton or
Wool; said business to be carried on at
Shoreham aforesaid.

First meet- ing. *Sec. 2. And it is hereby further enacted,*
That the first meeting of said corporation,
shall be holden within the town of Shoreham
aforesaid, at such time and place, as any two
of the members mentioned in this act, may
notify by a publication in some newspaper
that generally circulates in the county of Ad-
dison, at least twenty days before the time ap-
pointed therefor ; *Provided,* that said first
meeting shall be holden within one year from
the passing of this act ; at which meetings said
corporation are hereby authorised to appoint
such officers as they may deem necessary ;
establish the mode of calling future meetings,
Shall be hol- den within one year, and make such bye-laws and regulations, not
repugnant to the constitution and laws of this
and the United States, as they may deem ne-
cessary to carry into effect the objects of said
corporation, and the same alter, amend, or
repeal at pleasure.

May make bye-laws,

Sec. 3. *And it is hereby further enacted,*
 That the said corporation shall have power to divide their grant into as many shares as they may deem necessary, and such shares shall be deemed, taken and considered as personal property to all intents and purposes, and may be transferred in such manner as said corporation may by their bye-laws establish—And when any share shall be attached on mesne process, an attested copy of such process with the officer's fees thereon endorsed, shall be left with the clerk of said corporation, at the time of serving the same, otherwise such attachment shall be void—And such shares may be sold on execution, in the same manner as now is, or may hereafter be provided, by law for making sale of personal property, taken on execution, the officer serving the same, leaving a copy of such execution with his returns thereon, with the clerk of said corporation, within fourteen days after such sale, and paying the clerk for recording the same; and such shares so sold shall to all intents and purposes vest in the purchaser.

Divide their grant into shares.

Shares in said grant personal property.

How sold on execution.

Sec. 4. *And it is hereby further enacted,*
 That said corporation, shall have power by themselves, their agents or directors, to assess taxes on such shares, and if necessary, to sell the same, for the collection thereof, in such manner as said corporation may by their bye-laws establish: *Provided,* That nothing in this act shall extend to prevent any future legislature, from making such alterations or amendments in the same, as the public good may require; and that this act shall cease and determine at the expiration of thirty years from the passing hereof—*Provided also,* That

May assess taxes.

Provided.

the persons and property of said corporation, shall be holden to pay their debts, and when any execution shall issue against said corporation, the same may be levied on the persons or property of any individual thereof.

Passed November 2d, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 82.

An Act granting relief to Ephraim Munson.

Preamble.

Whereas Ephraim Munson, of Manchester, in the State of Vermont, heretofore executed his note to the Treasurer of this State, for the sum of forty nine dollars, and eighty-five cents, for and on account of one Constant Nickerson, a state convict, upon which note, he the said Ephraim has already paid the sum of thirty dollars, and from the payment of the balance now due, on said note, it appears, that the said Ephraim ought to be discharged—*Therefore,*

State's Attorney to deliver up to said Munson his note.

IT is hereby enacted by the General Assembly of the State of Vermont, That Richard Skinner, Esq. State's Attorney for the county of Bennington, be, and he hereby is directed to deliver up to the said Ephraim Munson, the note above described, and this act shall be sufficient authority and indemnity to the said

Skinner, as State's Attorney as aforesaid, for doing the same.

Passed November 2d, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 83.

An Act in addition to, and amendment of, the Act, for the purpose of founding a University at Burlington.

Whereas the Board of Trustees of the said University have requested this Legislature to take said institution, under their more immediate patronage, and vary the mode of electing Trustees, to fill such vacancies as may happen—*Therefore,*

Preamble.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That the number of Trustees of the said University as regulated by the act aforesaid, shall be, and hereby is increased to the number of eighteen including the ex-officio Trustees; and all vacancies in the board of Trustees, of said University, shall in future be filled by the joint ballot of both houses of the Legislature, whether said vacancies shall happen by death, resignation, removal from this state or the expiration of office.

Number of Trustees increased.

Vacancies how filled.

Sec. 2. *And it is hereby further enacted,* That all the members of said board of Trus-

Members elected to fill vacancies shall forthwith enter upon the duties of their office.

tees, who shall be elected to fill vacancies, which do or may exist at the time of such election, shall enter upon the duties of their respective offices forthwith after their election, and may continue to exercise the same, until the happening of the limitations named in the next section of this act.

Trustees when & how elected.

Sec. 3. *And it is hereby further enacted,* That the said Legislature at their session, which will be in the year one thousand eight hundred and thirteen, and in every third year thereafter, shall elect five members of said board of Trustees, who shall enter upon the duties of their respective offices, on the first day of December, next following their election: And the offices of the five members of said board, who are, or shall be first elected to such office, shall expire on the last day of November, next preceding the said first day of December in every third year as aforesaid.

Shall be commissioned by the Governor.

Sec. 4. *And it is hereby further enacted,* That all the Trustees of said University who shall be elected pursuant to this act, shall be commissioned by the Governor of this State for the time being, and sworn, as is by law required, with regard to other state officers.

Charter by whom and when issued.

Sec. 5. *And it is hereby further enacted,* That as soon as the Legislature shall have filled the vacancies in said board of Trustees, during the present session, it shall be the duty of the Governor of this State, to issue a charter to the said trustees, confirming to them and their successors, to be chosen from time to time, according to the provisions of this act, all the rights and immunities belonging

to the said corporation of the University of Vermont, by the provisions of this act, or of that to which this is an addition.

Sec. 6. *And it is hereby further enacted,*
 The said corporation shall have and execute Corporation invested with certain powers,
 all the powers with regard to the property be-
 longing to the same, and contracts heretofore
 made, or which may hereafter be made, con-
 cerning the interests of said University, and
 powers concerning the care of said Universi-
 ty, which are enumerated in the second sec-
 tion of the act, to which this is an addition,
 or in the act in addition to, and explanation of
 the act aforesaid, passed November 10, 1802 ;
 and the said board of Trustees shall annually
 lay before said Legislature during the first Annual re-
port.
 week of their session, the state and condition
 of the funds of said University, together with
 all appropriations by them made, and all the
 rules, bye-laws, and regulations for the gov-
 ernment of said institution, which may be es-
 tablished in each year respectively.

Sec. 7. *And it is hereby further enacted,*
 That the majority of the said Trustees, who Majority of the trustees shall be a quorum.
 shall be in office, at any given time, shall be
 a quorum at such time, to transact any of the
 business intrusted to the said board by this
 act, or any other act made, or to be made, re-
 lating to the interests or government of said
 University.

Sec. 8. *And it is hereby further enacted,*
 That the corporation of the University of Corporate powers.
 Vermont, is hereby vested with full power,
 right and authority, to take charge of, lease,
 rent, and appropriate to the use and benefit of

the said University forever, all such lands as have been already granted, and reserved by the authority of this state, for the use and benefit of a College, or for the use or benefit of a seminary or College: And that the first section of an act, entitled an act, in addition to, and explanation of an act entitled an act for the purpose of founding an University at Burlington, passed the tenth day of November, 1802, be and the same is hereby repealed.

Passed November 2d, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 84.

An Act altering the name of Dalinda Wheeler, so called, to that of Dalinda Cushman.

Dalinda
Wheeler's
name, altered.

IT is hereby enacted by the General Assembly of the State of Vermont, That Dalinda Wheeler, so called, a girl of about seven years of age, now living with William Cushman, jun. of Pittsford, in the county of Rutland, from and after the passing of this act, be known and called by the name of Dalinda Cushman.

Passed November 2d, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 85.

An Act, authorising Samuel Smith, jun. to deed certain lands therein mentioned.

Whereas Samuel Smith, jun. of Essex, in the county of Chittenden, in the year 1808, was lawfully married to Rue Lyon, daughter of Robert Lyon, late of Shelburne, in said county, deceased; and by order of the Judge of Probate, for the district of Chittenden, five acres and thirty-four rods of the land of the said Robert, was set off to the said Rue, which land was afterwards sold by the said Samuel and Rue, to Abijah Allen, of said Shelburne, which land was never deeded, to the said Abijah, in consequence of the sudden death of the said Rue—*Therefore,*

Preamble.

IT is hereby enacted by the General Assembly of the State of Vermont, That the said Samuel Smith, jun. be, and he hereby is authorised and empowered to make and execute a deed of the land aforesaid, to the said Abijah Allen, which deed when executed with legal formalities, shall be as good and valid in law, to convey the premises aforesaid, in as full and ample a manner, as if the same had been executed by the said Rue, in her life time, any law, usage or custom to the contrary notwithstanding.

Sam. Smith jun. authorised to deed land.

Passed November 2d, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

Q

CHAPTER 86.

An Act, relating to State Printing.

State print-
ing granted
to William
Fay and E-
benezer Ea-
ton for four
years.

IT is hereby enacted by the General Assembly of the State of Vermont, That the exclusive right of doing the State Printing be, and hereby is granted to William Fay, of Rutland, and Ebenezer Eaton, of Danville, for the term of four years from the rising of this Legislature; for which service, they shall be entitled to receive the following compensation, to wit, for printing the laws and Journals on a type and paper, equal to that on which they have heretofore been printed, and on a page, equal in size, to that of the laws of the United States, at the rate of seventy dollars for three hundred copies of one hundred and sixty pages; with an addition of thirteen dollars for each hundred copies, above three hundred; and for all other printing in the same proportion.

Passed November 2d, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'ty.*

CHAPTER 87.

An Act, to revive an act, passed November 7, 1809, entitled an Act, to revive and amend an Act, passed October 27, 1807, and to revive and continue in force an Act laying a tax of three cents per acre on all the lands within the original grant of New-Huntington, Buel's, and Avery's Gore, passed October 31st, 1806.

Whereas through some neglect or mistake, in said committee, in not duly advertising said tax agreeable to law, said committee have neglected the appropriation of said tax for the purposes in said acts mentioned—
Therefore,

Preamble.

IT is hereby enacted by the General Assembly of the State of Vermont, That the said act passed November 7, 1809, for the revival and amendments of the forementioned acts, be, and the same is hereby revived, for all the purposes therein expressed.

Tax revived

Passed November 2d, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 88.

An Act laying a tax of three cents per acre on Goshen Gore, adjoining Plainfield, in Caledonia county.

IT is hereby enacted by the General Assembly of the State of Vermont, That there be, and hereby is laid a tax of three cents per acre, on all the lands in Goshen Gore, by Plainfield, in the county of Caledonia, (lands sequestered to public, pious, or charitable uses excepted) for the purpose of making, and repairing, and building bridges in said Goshen Gore; to be expended under the direction of James Boutwell, and Asa Bancroft, who are hereby appointed a committee to superintend the ex-

Goshen.
Gore land.
tax.

John W.
Chandler
collector.

penditure of said tax ; and any Justice of the Peace, within and for said county of Caledonia, is hereby authorised and directed to issue his warrant to John W. Chandler, who is hereby appointed a collector to collect said tax, and the said committee and collector, are hereby directed, in the collection, expenditure, and accounting for the monies to be raised by said tax, to conform themselves in all things to the directions of the general statutes of this state, in that behalf made and provided.

Passed November 2d, 1810.

A true copy,

Attest: THOMAS LEVERETT, *Sec'y.*

CHAPTER 89.

An Act to revive an act, entitled, an act appointing a committee to lay out and survey the road therein mentioned, passed November 7, 1807.

Act to lay
out and sur-
vey a road
passed Nov.
7, 1807, re-
vived.

IT is hereby enacted by the General Assembly of the State of Vermont, That the aforesaid act be, and the same is hereby revived in all its parts ; and that Jonathan Hoit, jun. be, and he is hereby appointed one of the committee aforesaid, in the room of Elisha Fuller, late of New-Haven, deceased.—*Provided,* That said committee shall lay out and survey said road, within one year from the passing hereof.

Passed November 2d, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 90.

An Act appointing a committee to alter the market or County road, leading from Derby to Guildhall.

Whereas it has been represented to this assembly, that the road aforesaid, as heretofore laid and surveyed through the towns of Salem and Navy, is not laid on a rout to accommodate the public, as contemplated by the act granting said road, passed October, 1809. Preamble.

IT is hereby enacted by the General Assembly of the State of Vermont, That James C. Adams, of Duncansborough, Samuel Chamberlin, of Troy, and John Kimball, of Barton, be, and are hereby appointed a committee, a major part of whom, may any time before the 20th of June next, if they think proper, alter the said road from Lake Memphramagog, so that the same may pass through the towns of Salem and Navy, in such place, as they shall judge best for the accommodation of the public, and if any alterations are made, as aforesaid, the said committee shall cause a survey thereof, to be made and recorded in the proper offices for recording deeds for those towns respectively, through which said road shall be laid as aforesaid, and such road, when altered and surveyed, as aforesaid, shall not be altered but by a future act of the Legislature, and the account and expenses of said committee, shall be audited and allowed by the County Court, in the County of Orleans, and the same shall be paid out of the land taxes, which are, or hereafter, may be laid on the said towns, Committee appointed.

Their power

Alteration made to be recorded.

Expense how paid.

Proviso.

through which said road shall be altered, to be proportioned on said towns by said committee. *Provided nevertheless*, If said committee shall not alter said road, then the person or persons applying to said committee, for the purpose aforesaid, shall defray the expenses of the same.

Passed November 3d, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 91.

An Act appointing a committee to alter the County roads, leading from Chelsea, by Danville Court-House, to the South line of Wheelock, and also from Montpelier to Danville Court-House.

Committee
appointed.

Sec. 1. **IT** is hereby enacted by the General Assembly of the State of Vermont, That Isaiah Fisk, John W. Dana, jun. and Ward Bradley, Esqrs. be, and they are hereby appointed a committee to alter and survey the county road leading from Chelsea, by Danville court-house, to the South line of Wheelock, in such manner, as they may think proper; through Deweysburgh and Danville, to the South line of Wheelock, and also, to alter and survey the said county road, leading from Montpelier to Danville court-house, from the West line of said Danville, to said court-house, in such manner, as they may think proper, and when so altered and surveyed as aforesaid, and a

Their power

record thereof made in the County Clerk's office, for said County of Caledonia, and in the town Clerk's office in said Danville, such alterations shall be considered as parts of the County roads aforesaid; *Provided*, That the expense of altering and surveying said roads, shall be paid by the persons applying to have said roads altered as aforesaid, and also, that said committee shall give public notice of the time when they will attend to the business aforesaid, by publishing a notification thereof, three weeks successively, in the North Star, printed at Danville, the last publication to be, at least three weeks before the time appointed to alter and survey said roads.

Alteration made to be recorded.

Expense how paid.

Notice to be given.

Sec. 2. *And it is hereby further enacted*, That any land owner, through whose land, said road may be laid, shall be entitled to the same privileges, as are given in the act entitled "an act reducing into one, the several acts for laying out, making, repairing and clearing high-ways.

Land owner thro' whose land said road may be laid how compensated.

Passed November 3d, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 92.

An Act, in addition to the Act providing for the regulation of the State's prison, and altering the punishment of crimes.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont*, That any

Persons convicted of crimes specified in a former act may be sentenced to hard labor.

person who shall hereafter commit, and be convicted of any of the crimes specified in the fifteenth, sixteenth, eighteenth, twenty-eighth, twenty-ninth, and thirty-fourth sections of the Act for the punishment of certain capital, and other high crimes, and misdemeanors, may on such conviction, be sentenced to confinement to hard labor, for a term not exceeding seven years, and to pay costs of prosecution, and stand committed within the State's prison until such sentence be complied with.

Persons aiding or assisting convicts to escape &c how punished.

Sec. 2. *And it is hereby further enacted,* That if any person or persons, shall break open said State's prison, or directly, or indirectly aid, or assist therein, or shall aid or assist any convict on his way to said State's prison, to effect his escape from the Officer who shall have him in custody, or any convict confined in said State's prison to escape from said State's prison; or shall after the escape of any such convict, harbor and conceal him, or afford him any aid or comfort, knowing of such escape, every person so offending shall, on conviction, suffer the punishment described in the ninth section of the Act, to which this is an addition.

Account for conveying convicts to the State prison how audited and paid.

Sec. 3. *And it is hereby further enacted,* That whenever any person shall be sentenced to confinement to hard labor in the State's prison, by the Supreme or any county court within this State, and a warrant shall issue to any proper officer to convey to the State's prison, such person so convicted, the account of the said officer, for conveying such person to said State's prison, shall be audited by the Supreme court, who shall direct their clerks,

in the respective counties, to draw orders up-
on the State's Treasury for the sums allowed
such officers, respectively for the services a-
foresaid.—And all accounts now remaining
unadjusted, and unpaid, or which have been
paid by any county treasurer, for conveying
persons to the State's prison, as aforesaid,
shall be audited, and orders drawn therefor,
as above provided, in case of future charges.

Sec. 4. *And it is hereby further enacted,*
That the punishment of cropping the ears,
shall in no case be inflicted, but confinement
to hard labor, for a term not exceeding three
years is hereby substituted, and may be in-
flicted instead of said cropping.

Confinement to hard
labor in-
stead of
cropping

Sec. 5. *And it is hereby further enacted*
by the authority aforesaid, That whenever any
convict, in the opinion of the visitors and su-
perintendent, shall have been of quiet behav-
ior, during his residence in the State's prison,
and shall have complied with the sentence
whereon he stands committed, except as to
costs of prosecution, which only remains un-
satisfied, and said convict be unable to pay
the same, the visitors and superintendent may
in their discretion immediately discharge such
convict, and suffer him to go at large, wheth-
er he will; and the superintendent shall exe-
cute and deliver, at the same time, a certifi-
cate to such convict, shewing a compliance
with the sentence and that such convict is
fully discharged.

Visitors and
superintend-
ent may re-
mit costs of
prosecution
in certain
cases.

Passed November 3d, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

R

CHAPTER 93.

An Act, repealing an Act therein mentioned.

IT is hereby enacted by the General Assembly of the State of Vermont, That an Act entitled an Act, in addition to an Act, entitled an Act for the distribution of the Laws, Journals, and other public papers, passed November 3, A. D. 1802, be, and the same is hereby repealed.

Passed November 3d, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 94.

An Act, in addition to an Act, entitled an Act "reducing into one, the several Acts for laying out, making, repairing and clearing highways.

When any town shall be fined for not keeping roads &c. in repair, fine how expended,

IT is hereby enacted by the General Assembly of the State of Vermont, That whenever any town in this State, shall hereafter, be fined, for not keeping in repair the roads or bridges in said town, the fine so assessed, shall be expended under the direction of a committee, to be appointed by the court assessing said fine, on the road or bridge for not repairing, or keeping in repair, of which said fine is laid.

Passed November 3d, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 95.

An Act, incorporating certain persons therein mentioned, by the name of The President and Directors of the Vermont Glass Factory.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont, That Townshend M'Coun, Hugh Peebles, John D. Dickinson, George Tibbetts, Daniel Merritt, and their associates and successors be, and they hereby are ordained, constituted and declared a body corporate and politic, for the purpose of establishing and carrying on a Glass factory, at such place in the State of Vermont, as said corporation may choose, by the name of "The President and Directors of the Vermont Glass Factory," and by that name may sue and be sued, appear, prosecute and defend, in any and all suits, actions or complaints, either in law or equity, may purchase, hold and convey estate, real, personal and mixed; may have a common seal, and alter the same, at pleasure, and shall have and enjoy all the rights and privileges which are incident to corporations.*

Vermont Glass factory incorporated.

Name.

Powers:

May have a seal.

Sec. 2. *And it is hereby further enacted, That said corporation shall have power to divide their grant into as many shares as they may deem proper, and such shares shall be taken, deemed, and considered as personal estate, to all intents and purposes; and may be transferred in such manner as said corporation may by their bye-laws direct; and when any share shall be attached on mesne process an attested copy of such process shall be left*

Divide their grant into shares.

Shares in said grant personal property,

How sold on
execution.

with the Clerk of said corporation with the officer's return thereon endorsed, at the time of serving the same, otherwise such process shall be void; and such shares may be sold on execution, in the same manner as is now, or may be hereafter provided by law, for making sale of personal property on Execution, the officer levying such Execution, leaving a copy thereof, with his doings thereon, with the Clerk of said corporation, within fourteen days after such sale; and paying the Clerk for recording the same, and such share, so sold shall to all intents and purposes vest in the purchaser, and he by virtue thereof become a member of said corporation.

May assess
taxes.

Sec. 3. *And it is hereby further enacted,* That the said corporation shall have power to assess taxes on their shares, and if necessary, to sell such shares for the collection of the same, in such manner as said corporation, by their bye-laws may establish.

Workmen
exempt
from serv-
ing as jurors
or military
duty.

Sec. 4. *And it is hereby further enacted,* That the Agent, Superintendent, Artificers, and workmen of every kind, employed in and about the said Factory, during the term of their actual employment therein, shall be, and they hereby are, exempted from serving as Jurors, in all cases, and from military duty in all cases, except in case of insurrection and invasion; and also, that the whole stock and property of said corporation, of every kind, appropriated and expended, in and about said Factory, and for the carrying on of the same, shall be, and hereby is exempted from all taxes whatsoever, within this State, for the term

Property ex-
empt from
taxes.

of ten years, from and after the passing of this act.

Sec. 5. *And it is hereby further enacted,* That the first meeting of said corporation shall be holden at such time, before the first day of May next, and at such place as John D. Dickinson, and in case of his inability, Hugh Peebles, shall appoint, he giving notice thereof, to all concerned, either verbally or in writing, left at their respective places of abode, at least, ten days before such meeting, at which meeting, or some adjournment thereof, said corporation may choose such officers, as they judge necessary, and establish the mode of calling future meetings, and may, at the same, or any meeting legally notified, make, repeal, and alter such bye-laws as they may think proper, not repugnant to the constitution and laws of this State; and the members of said corporation, may act, at any legal meeting thereof, either by themselves or by proxy.

First meeting when holden.

Notice to be given.

May make bye-laws.

Sec. 6. *And it is hereby further enacted,* That whenever any execution, shall legally issue against said company, the same may be levied upon the property of any member or members of said company.

Execution may be levied upon the property of any member

Provided, Nothing in this act contained, shall prevent any future Legislature from making such alterations or amendments, in the same, as the public good may require.

Proviso,

Passed November 3d, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 96.

An Act, incorporating certain persons therein named, by the name of Swanton Missisqui Bridge Company.

Missisqui
Bridge com-
pany incor-
porated.

Name.

Their power

First meet-
ing when &
where hold-
en.

May erect
one gate.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That Jabez Penniman, of Swanton, in the County of Franklin, and his associates, and his and their successors, shall be a body politic and corporate, by the name of the *Swanton Missisqui Bridge Company*, and by that name may sue, and be sued, may have a common seal, and shall have and enjoy all privileges, which are incident to corporations for the purpose of building, continuing, and keeping in repair a bridge, across Missisqui River, in Swanton, near John's Ferry, so called, in said Swanton; and the first meeting of said corporation, for the purpose of choosing such officers as be thought necessary, and for enacting such byelaws as may be thought expedient, provided the same are not repugnant to the constitution or laws of this State, shall be holden at the house of Nathaniel Stearns, in said Swanton, on the second Monday of January next, at one o'clock P. M. and when said corporation shall have completed the said bridge, to the acceptance of the Judges of the County Court, in the county of Franklin, who are hereby authorised and directed to inspect the same, it shall be lawful for said corporation to erect thereon one gate, and to receive the following rates of toll thereat, for and during the term of thirty-five years from the acceptance of said bridge, by the Judges of said Court, as aforesaid; to wit, for each passenger two

cents ; for each horse led or ridden, four cents ; Rates of toll
for all neat cattle, or horses in droves, not over ten in number, each two cents ; for each additional creature, one cent ; for each sheep or swine, five mills ; for each sled or sleigh drawn by one horse, five cents ; for each sled or sleigh drawn by two horses or oxen, six cents, for each additional beast two cents ; for each cart or waggon drawn by one horse, eight cents ; for each cart or waggon drawn by two horses or oxen, twelve and half cents, for each additional beast, two cents ; for each two wheel pleasure carriage drawn by one horse, twelve and half cents, for each additional horse, two cents ; for each four wheel pleasure carriage (waggon with spring seats excepted) drawn by two horses, thirty-one cents, for each additional horse, two cents :

Provided nevertheless, That no person going to, or from public worship, or on military duty, shall be liable to pay toll at said gate : Proviso.

Provided also, That if any person an inhabitant, or residing in Swanton, shall actually subscribe for that purpose and pay to the said corporation, the sum of one dollar fifty cents annually, then, and in such case, the person so subscribing and paying, shall himself, his family, servants, teams and cattle, actually in his employ, pass and repass said bridge one full year next after such subscription and payment, without any other toll whatever.

Sec. 2. *And it is hereby further enacted,* That said corporation shall cause to be kept, just and fair accounts of all their expenditures, in building, repairing, continuing, and attending said bridge, and also of the amount of toll taken thereat, by the rates Corporation to keep account of all expenditures

Supreme
Court shall
appoint a
committee
to examine
their ac-
counts,

aforesaid; and at the expiration of eight years, from and after the completion of said bridge, it shall be the duty of the Judges of the Supreme Court to appoint three disinterested persons, who shall be sworn to the faithful discharge of their duty, whose duty it shall be, at the expense of said corporation, to examine into the state of the accounts of the said corporation, and shall have free access to all the books and accounts of the said corporation for that purpose, and shall have power to examine any such persons under oath, as they may think proper, relative to the said accounts, and shall make out a fair statement of the cost of erecting, repairing, continuing and attending said bridge, and also of the proceeds arising to said corporation, from the same by the toll aforesaid, and shall report the same to the Supreme Court at their then next stated term in the county of Franklin; and if it shall appear to the said Supreme Court that the nett proceeds during the said term, shall amount to a greater sum than twelve per cent per annum on all actual expenditures, in erecting, maintaining, and attending said bridge, it shall be lawful for said Court to reduce the rates of toll to such sum as to them shall appear reasonable; and the said Supreme Court shall call the said corporation to an account relative to their proceeds as aforesaid, once in five years, in manner aforesaid, during the continuance of said corporation.

May reduce
the rates of
toll.

Corporation
shall keep a
sign of the
rates of toll.

Sec. 3. *And it is hereby further enacted,* That said corporation, shall keep constantly exposed to view at said gate, a sign with the rates of toll of all tollable articles fairly and

legibly written thereon, in large and capital letters.

Sec. 4. *And it is hereby further enacted,*
That in case of neglect of said corporation to continue said bridge, or keep the same in good repair during the term of this grant, they shall be liable to the same penalties, to which towns are liable by law for not keeping in repair roads and bridges; and in case of neglect to repair said bridge for one month after complaint shall be made, and conviction had thereon, the said corporation shall forfeit all the rights and privileges granted by this act.

Penalty for neglecting to continue said bridge or keep the same in repair.

Sec. 5. *And it is hereby further enacted,*
That if said corporation, or any person in their employment, shall unreasonably delay or hinder any passenger at said gate, or shall demand and receive more toll than is by law allowed, the said corporation shall forfeit and pay a sum not exceeding seven dollars, to be recovered before any court proper to try the same.

Penalty for delaying any passenger.

Sec. 6. *And it is hereby further enacted,*
That the shares in said bridge shall be taken, considered, and deemed as personal estate, to all intents and purposes, and shall be transferable in such manner as said corporation by their bye-laws may establish; and when any share or shares shall be attached on mesne process, an attested copy of such process with the officer's return thereon, shall by such officer be left with the clerk of said corporation, and such share or shares may be sold on execution in the same manner as is, or may be by law provided for the sale of personal prop-

Shares in said bridge personal property.

How sold on execution.

erty, the officer leaving a copy of such execution with his doings thereon with the clerk of said corporation, within six days from the time of such sale, and paying for recording the same ; and such share or shares so sold as aforesaid, shall to all intents and purposes vest in the purchaser.

Penalty for
other per-
sons keeping
a ferry or
building
bridges
within one
mile.

Proviso.

Proviso.

Sec. 7. *And it is hereby further enacted,* That if any person or persons, body politic or corporate, shall at any time after said bridge shall be completed and accepted as aforesaid, establish any ferry or erect any bridge over said river within one mile from said bridge, such person or persons, body politic or corporate, shall forfeit and pay to said corporation the sum of five dollars for each month they shall support such ferry or maintain such bridge, to be recovered by said corporation, with costs before any court proper to try the same : *Provided nevertheless,* That if the inhabitants of the town of Swanton, shall at any time during the continuance of this grant, pay to said corporation the sum by them actually expended in building said bridge, with six per cent commission for expending the same, then said bridge shall become public property, any thing in this act contained, to the contrary notwithstanding : *Provided also,* That if the corporation established by act of the Legislature of this State passed at their October session, A. D. 1808, for the purpose of building a toll bridge at the place mentioned in this grant, shall build said bridge, according to their grant, then this corporation shall take no benefit from this act.

Sec. 8. *And it is hereby further enacted,*

That if said corporation shall not complete said bridge to the acceptance of said Judges of the County Court in Franklin county, on or before the first day of January, A. D. 1813, then this grant shall be null and void, and said corporation shall have no benefit thereof. Bridge when to be completed.

Passed November 3d, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 97.

An Act, incorporating certain persons therein named, by the name of the Magog Bridge Company.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That Timothy Hinman, Luther Newcomb, and Isaac Hinman, of Derby, Amos Sawyer, and James C. Adams, of Duncansborough, George Nye, Samuel Smith, jun. and Benjamin Newhall, of Brownington, Ralph Parker, of Glover, and Reuben Willey, of Irasburgh, all in the County of Orleans, and their associates and successors shall be a body politic and corporate, by the name of the Magog Bridge Company Magog bridge company incorporated. and by that name may sue, and be sued, may have a common seal, and shall have and enjoy Name. all the privileges, which are incident to corporations for the purpose of building, continuing, and keeping in repair a bridge, across Lake Memphramagog, at or near the narrows, so called, in the County of Orleans; Their power

First meet-
ing.

May erect
one gate.

Rates of toll

and the first meeting of said corporation, for the purpose of choosing such officers as may be thought necessary, and for enacting such bye-laws as may be thought expedient, provided the same are not repugnant to the constitution or laws of this State, shall be held at the dwelling house of Elijah Strong, Esq. in Brownington, in said county of Orleans, on the first Monday of February next, at one o'clock in the afternoon ; and when said corporation shall have completed said bridge, to the acceptance of the Judges of the County Court, for the county of Orleans, who are hereby authorised to examine the same, it shall be lawful for said corporation to erect thereon one gate, and to receive the following rates of toll thereat, for and during the term of twenty years from the acceptance of said bridge by the County Court, aforesaid ; to wit, for each foot passenger ten cents ; for each person and horse twenty-five cents ; for neat cattle and horses in droves, not over ten in number, each six cents, for each additional creature, four cents ; for each sheep or swine, two cents ; for each sled or sleigh drawn by one horse, thirty-four cents ; for each sled or sleigh drawn by two horses or oxen, forty cents, for each additional beast eight cents ; for each cart or waggon drawn by one horse, forty cents ; for each cart or waggon drawn by two horses or oxen, fifty cents, for each additional beast, eight cents ; for each two wheeled pleasure carriage drawn by one horse, fifty cents, for each additional horse, ten cents ; for each four wheeled pleasure carriage drawn by two horses, seventy-five cents, each additional horse, eight cents : *Provided nevertheless,* That no person going to, or from public

worship, to or from any Grist-Mill, or on military duty, shall be liable to pay toll at said gate.

Sec. 2. *And it is hereby further enacted,*
That in case of neglect of said corporation to continue said bridge, or keep the same in good repair, during the term of this grant, they shall be liable to the same penalties which towns by law are liable for not keeping in repair roads and bridges; and in case of neglect to keep said bridge in repair, for one month after complaint shall be made and conviction thereon had, the said corporation shall forfeit all the rights and privileges granted by this Act.

Penalty for not keeping the bridge in repair.

Sec. 3. *And it is hereby further enacted,*
That said corporation shall cause to be kept, just and fair accounts of all their expenditures, in building, repairing, continuing, and attending said bridge, and also of the amount of toll taken thereat, by the rates aforesaid; and at the expiration of eight years, from and after the completion of said bridge, it shall be the duty of the Judges of the Supreme Court to appoint three disinterested persons, who shall be sworn to the faithful discharge of their duty, whose duty it shall be, at the expense of said corporation, to examine into the state of the accounts of the said corporation, and shall have free access to all the books and accounts of the said corporation for that purpose, and shall have power to examine any such persons under oath, as they may think proper, relative to said accounts, and shall make a fair statement of the cost of erecting, repairing, con-

Shall keep account of all expenditures.

And of amount of toll.

Committee to examine accounts, how appointed.

Their power

Make report
to the Su-
preme court.

tinuing and attending said bridge, and also of the proceeds arising to the said corporation, from the same, by the toll aforesaid, and shall report the same to the Supreme Court at their then next stated term in Orleans county, if said Supreme Court shall then hold their session in said county, if not, to the Supreme Court holden in the county of Caledonia; and if it shall appear to the said Supreme Court that the nett proceeds during the said term, shall amount to a greater sum than eight per centum per annum, on all the actual expenditures, in erecting, maintaining, and attending said bridge, it shall be lawful for the said Supreme Court to reduce the rates of toll to such sum as to them shall appear reasonable; and the said Supreme Court shall call the said corporation to an account relative to their proceedings as aforesaid, in manner aforesaid, once in five years, during the continuance of said corporation.

Sign with
the rates of
toll shall be
kept.

Sec. 4. *And it is hereby further enacted,* That the said corporation, shall keep constantly exposed to view at said gate, a sign or board with the rates of toll of all tollable articles fairly and legibly written thereon, in large or capital letters.

Penalty for
detaining
passengers.

Sec. 5. *And it is hereby further enacted,* That if the said corporation, or any person in their employ, shall unreasonably hinder or delay, any passenger, at said gate, or shall demand and receive more toll, than is by law allowed, the said corporation shall forfeit and pay a sum not exceeding ten dollars to be recovered before any proper court to try the same.

Sec. 6. *And it is hereby further enacted,* ^{Shares in}
 That the shares in said bridge, shall be taken, ^{said bridge}
 considered and deemed, as personal estate, to ^{personal es-}
 all intents and purposes, and shall be transfer- ^{tate.}
 red in such manner as said corporation by
 their bye-laws may establish; and when any
 share or shares shall be attached on mesne
 process an attested copy of such process with
 the Officer's doings thereon, shall by such
 Officer be left with the Clerk of said corpora-
 tion, and such share or shares may be sold on ^{How sold on}
 execution, in the same manner, as is, or may ^{execution.}
 be, by law provided for the sale of personal
 property; the Officer leaving a copy of such
 execution, with his doings thereon, with the
 Clerk of said corporation, within six days
 from the time of such sale, and paying for re-
 cording the same, and such share or shares,
 so sold, as aforesaid, shall to all intent and
 purposes vest in the purchaser.

Sec. 7. *And it is hereby further enacted,*
 That if said corporation shall not complete
 said bridge to the acceptance of the Judges of
 the county court, for the county of Orleans,
 within five years from the passing this Act,
 then this act to be void, and said corpora-
 tion shall take no benefit thereof.

Sec. 8. *And it is hereby further enacted,*
 That this grant shall cease and determine, and ^{Expiration}
 the bridge become public property, at the ex- ^{of the grant.}
 piration of sixty years from and after the pass-
 ing of this Act.

Passed November 3d, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 98.

An Act, directing the mode of electing town Officers, in the town of Canaan, for the year ensuing.

Preamble, Whereas disputes have arisen, and do exist, in the town of Canaan, in the county of Essex, relative to the qualification of voters, and the legality of their town meetings—*Therefore,*

John French empowered to warn the inhabitants of Canaan to meet for the purpose of electing town officers **IT** is hereby enacted by the General Assembly of the State of Vermont, That John French, Esq. of Minehead in said county, is hereby empowered and required, without further notice, to set up a notification, in writing, at the dwelling house of Micajah Ingham, Esq. and also at the dwelling house of Nathaniel Beach, in said town of Canaan, at least twelve days before the third Monday of March next, warning all the freeholders and other inhabitants of said town, to meet at the dwelling house of Daniel Goss, Esq. in said Canaan, on the third Monday of March next, at ten o'clock forenoon, for the choice of town Officers, for the year ensuing.—And it shall be the duty of said John French, to open and preside in said meeting, and shall judge of the qualification of voters, until a moderator shall be duly appointed—And said freeholders and inhabitants, who shall attend at said meeting, shall there proceed by a majority of votes, to elect a town clerk, selectmen, and such other town Officers, as are required by, and in the manner, prescribed in an Act, entitled, “An Act regulating town meetings, and the choice and duty of town Officers.” And such Officers

At what time & place

Shall preside

so elected, as aforesaid, and duly sworn, shall be the legal town officers, for the said town of Canaan, for the year next ensuing, and shall have all the power, and be subject to the same rules and regulations, as is prescribed in the aforesaid Act, and the several Acts supplementary thereto.

Provided however, And it is hereby further enacted, That in case of the refusal, or disability of the said John French, Esq. to attend ^{Proviso} to the duties aforesaid, Isaac Smith, Esq. of Minehead, is hereby authorised and empowered, to perform all the duties assigned by this act, to the said John French, as aforesaid.

Passed November 3d, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 99.

An Act, establishing the rate of Interest on Gaol bonds, and Officers' receipts.

IT is hereby enacted by the General Assembly of the State of Vermont, That from and after the passing of this Act, six per cent per Annum interest, and no more, shall be allowed, in addition to the amount due on the execution, or executions mentioned in any gaol bond, or officer's receipt, and the legal fees thereon, in rendering up Judgment as aforesaid. ^{Rates of interest on gaol bonds and officers' receipts.}

Provided, That when any officer shall on

T

Special
damages
may be
shown.

trial, show any special damages occasioned by the breach of the conditions of any gaol bond, the Court or Jury before which the trial shall be had, may allow such damages therefor, as to them shall appear just.

Proviso.

Fees for
writs on gaol
bonds.

Provided also, That nothing herein contained shall affect the interest by law allowed, in actions against Officers, for not paying over collected money.—*Provided also,* in no case shall any Court be authorised to allow more than two dollars for any writ on gaol bond.

Passed November 3d, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'ty.*

CHAPTER 100.

An Act, for the relief of William Carley and Amasa Edson.

Preamble,

Whereas the Treasurer of this State, at the last session of the Supreme Court, held at Chelsea, within and for the county of Orange, recovered Judgment against William Carley, and Amasa Edson, both of Brookfield, in said county, for the sum of thirteen hundred and fourteen dollars, and seventy-eight cents, which action is now pending before said court; and it appearing proper that relief should be granted to said William and Amasa, in this behalf—*Therefore,*

It is hereby enacted by the General Assembly

of the State of Vermont, That the State's At-
 torney, within and for the county of Orange,
 be, and he hereby is directed to discharge the
 said Judgment, upon the said William and
 Amasa's paying to the said State's Attorney,
 the sum of nine hundred and ninety-eight dol-
 lars, and eighteen cents : *Provided neverthe-*
less, That the said William and Amasa shall
 take no benefit from this Act, unless they
 shall pay the said sum as aforesaid, on or be-
 fore the 30th day of November, next ensuing.

State's At-
 torney for
 Orange
 county to
 discharge
 judgment.

Proviso.

Passed November 3d, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 101.

An Act, laying a tax of four cents per acre
 on the town of Sheldon.

IT is hereby enacted by the General Assembly
of the State of Vermont, That there be, and
 hereby is laid a tax of four cents on each acre
 of land, in the town of Sheldon, in the Coun-
 ty of Franklin, (lands sequestered to public,
 pious and charitable uses excepted) for the
 purpose of making and repairing roads, and
 building bridges in said town ; one half of
 which said tax, is to be expended on the post
 road, in said town, leading from Onion river
 to Canada line ; one fourth on the County
 road, in said town, leading from St. Albans,
 to Richford, and one fourth, on the other
 roads in said town, under the direction

Sheldon
 land tax.

James Haw-
ley collector.

siah Tuttle, Elisha Sheldon, and Levi Hapgood, all of said Sheldon, who are hereby appointed a committee to superintend the expenditure of said tax—And any Justice of the Peace, within and for the County of Franklin, is hereby authorised to issue his warrant to James Hawley, of said Sheldon, who is hereby appointed a collector, to collect said tax, and the said committee and collector, are hereby directed in the collection, expenditure and accounting for said tax, to conform themselves, in all things to the general Statute laws of this State, in that behalf provided.

Passed November 3d, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 102.

An Act, assessing a tax of one cent on the dollar, on the list of the present year.

State tax of
one cent on
the dollar.

IT is hereby enacted by the General Assembly of the State of Vermont, That there be, and hereby is assessed a tax of one cent on the dollar, on the list of the polls, and rateable estate, of the inhabitants of this State, taken in the year, one thousand, eight hundred and ten, to be paid into the treasury of this State, by the first day of June next, in money, certificates or notes issued by the Treasurer, orders drawn by the Auditor of accounts against the State, orders drawn by, or under the di-

rections of the Supreme Court, or bills of the Vermont State Bank.

Passed November 3d, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 103.

An Act directing the Treasurer to pay Alexander Hutchinson, the sum therein mentioned.

IT is hereby enacted by the General Assembly of the State of Vermont, That the Treasurer of this State be, and hereby is directed to pay to Alexander Hutchinson, the sum of eighty-five dollars, it being for his services as Auditor of Accounts, against said State, in the recess of the General Assembly, the year past. Treasurer directed to pay Alexander Hutchinson \$85

Passed November 3d, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 104.

An Act, laying a tax of four cents per acre on the town of Navy.

IT is hereby enacted by the General Assembly of the State of Vermont, That there be, and Navy land tax.

Hereby is laid a tax of four cents per acre, on all the lands in the town of Navy, in the county of Orleans, (lands sequestered for public, pious and charitable uses excepted) for the purpose of making and repairing roads, and building bridges in said town, to be expended, under the direction of Stephen Cole, Philip Davis, of Navy, and Lemuel Sturdevant, jun. of Barton, who are hereby appointed a committee to superintend the expenditure of said tax, and said committee are hereby directed, to lay out, and expend two thirds of said tax on the market road, leading from Guildhall, to Salem or Derby, when the same shall be established, and the other third to be expended on the other roads in said town, as the committee shall judge will best commodate the inhabitant and land owners of said town: And any Justice of the Peace within and for the county of Orleans, is hereby authorised and directed to issue his warrant to Jonathan Richards of said Navy, who is hereby appointed a collector, to collect said tax; and the said committee and collector are hereby directed in the collecting, expending, and accounting for the monies to be raised by said tax, to govern themselves in all things by the directions of the general laws of this State, in that case made and provided.

Jonathan
Richards
collector,

Passed November 3d, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 105.

An Act, granting to Curtis Holgate, the exclusive privilege of erecting a Wharf at Burlington bay, in the county of Chittenden, for the term of twenty years.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That Curtis Holgate, his heirs and assigns, have the exclusive privilege of erecting and continuing at Burlington bay, between the points known by the name of Red Rock, and Sharp Shin, a wharf for the term of twenty years.

Priviledge
of erecting a
wharf grant-
ed to Curtis
Holgate for
the term of
twenty years

Sec. 2. *And it is hereby further enacted,* That when the said Curtis Holgate, his heirs or assigns, shall have so far completed said wharf, and a store house, as that the same in the opinion of the Judges of Chittenden county court, for the time being, shall be fit for the reception of vessels, and for the landing and storing goods, and other property, then it shall be the duty of said Curtis Holgate, his heirs, or assigns, to exhibit to the Judges aforesaid, a true statement of the expense of erecting the same; which said county court shall fix the prices of wharfage, and storage, at such rate, and under such restrictions as they shall deem proper; and shall have power to alter from time to time, such wharfage and storage, as the case may require, on exhibition of the expenditures, and receipts of the said Curtis Holgate, his heirs or assigns.

Judges of
Chittenden
county court
to fix the
price of
wharfage
&c.

Sec. 3. *And it is hereby further enacted,* That the said Curtis Holgate, his heirs, or assigns, shall keep the said Wharf and Store

Penalty for
not keeping
wharf &c. in
repair,

House, to be by them erected and continued in manner aforesaid, in good repair at all times for the said term of twenty years ; and in case of neglect, shall be liable to such penalty, as the same county court aforesaid, shall from time to time affix ; and in case they shall neglect for the space of two years, after complaint made, they shall forfeit all rights and privileges granted by this Act.

When to be
completed.

Provided nevertheless, That if the said Curtis Holgate, his heirs, or assigns, shall not within three years, from and after the passing of this Act, complete said Wharf, and Store house, to the acceptance of the Judges of the county court aforesaid, he or they shall receive no benefit by this Act, but the same shall become null and void.

Provide.

Provided also, That nothing in this Act contained, shall be construed to prevent any person or persons, from anchoring their vessels in any part of the said bay, and unlading their goods, by lighters, or otherwise, and storing such goods in any store house or houses, which now are, or may hereafter be built, unconnected with the said Wharf.

Passed November 3d, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 106.

An Act, in addition to an Act directing the

proprietors Clerks upon the dissolution of the proprietorship of any town, to deliver over the records to the town clerk.

Sec. 1. **IT** is hereby enacted by the General Assembly of the State of Vermont, That whenever the proprietors of any town in this State, shall at any time have neglected to hold a proprietors meeting, for the term of ten years, the proprietors clerks, and every other person holding any of the records, plans, maps, charts or papers, shall within six days after being demanded by the town clerk, or selectmen, deliver over the same to said town clerk, or selectmen, or be subject to all the penalties to which they were subjected in the act to which this is an addition, and said town clerk shall forever thereafter, be proprietors clerk.

Passed November 3d, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 107.

An Act, in addition to an Act entitled An Act for the support of schools.

Sec. 1. **IT** is hereby enacted by the General Assembly of the State of Vermont, That it shall be the duty of the Selectmen, in the several organized towns in this State, to assess a tax of one cent on the dollar, on the list of the polls and rateable estate of the inhabitants of their respective towns, for the purpose of

Selectmen empowered to assess a tax of one cent on the dollar on the polls &c.

Rate bills to
whom and
when deliv-
ered.

Monies
when and
where paid.

schooling ; and shall deliver the same to the collectors of town taxes, previous to the first day of January annually ; whose duty it is hereby declared to be, to collect and pay the same to the Treasurer of their respective towns, on or before the first day of April, next following.

Monies how
appropriat-
ed.

Sec. 2. *And it is hereby further enacted,* That such monies, so raised, shall be appropriated for the support of English Schools, in the several towns and districts, in the same manner, and in the same proportion as other public monies are directed to be appropriated, in and by the Act, to which this is an addition.

Assess-
ments may
be omitted
in certain
cases.

Provided, That whenever the amount of the funds, and the taxes, raised by vote by any town, for the support of schools, shall produce as great a sum as is directed to be collected by this Act, the selectmen may in such case, omit assessing the aforementioned tax.

Taxes may
be collected
in produce

Provided also, That any town, at any meeting warned for that purpose, may by vote direct the collection of such tax in such articles of produce, as may be most advantageous to such town.

Districts
when entit-
led to their
proportion
of money
raised.

Provided also, And it is hereby further enacted, That no district shall receive any benefit from the money to be raised as aforesaid, unless it shall have kept a school therein, with other monies, for the term of two months, in the same year in which the money raised by this Act is to be appropriated, and that the

money thus forfeited by any district, shall be applied as is directed by the Act to which this is an addition.

Passed November 3d, 1816.

A true copy,

Attest. THOMAS LEVERETT, *Secy.*

CHAPTER 108.

An Act appointing a committee to look out a road.

Whereas petitions have been preferred to this Legislature, praying for grants of turnpike roads, from the Washington turnpike in the County of Orange, in an eastwardly direction to Connecticut river. Preamble,

Sec. 1. **IT** is hereby enacted by the General Assembly of the State of Vermont, That James Fisk of Barre, Ezra Butler of Waterbury, and Timothy Stanley of Greensboro', be, and they are hereby appointed a committee to look out and explore a road, in the most suitable place for a Turnpike road, from the Washington Turnpike, in the county of Orange, in an eastwardly direction, to Connecticut river, and make report to the next session of the Legislature, which of the two contemplated routes, will best accommodate the public traveller from Montpelier to Boston. Committee appointed.

Make report to the next session of the Legislature.

Sec. 2. *And it is hereby further enacted,* That said committee shall give public notice

shall give
notice when
they will at-
tend.

when they will attend to said business, by publishing the same in the Vermont Republican, printed at Windsor, three weeks successively, the last of which publications, shall be at least, three weeks, before they shall attend to such business.

Committee
how paid.

Sec. 3. *And it is hereby further enacted,* That the said several petitioners shall pay said committee a reasonable compensation for their said services.

Passed November 3d, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'ty.*

CHAPTER 109.

An Act, granting relief to Joseph Barney and Obadiah Wheeler.

Joseph Bar-
ney and O-
badiah
Wheeler
discharged
from prison.

IT *is hereby enacted by the General Assembly of the State of Vermont,* That the bodies of Joseph Barney, and Obadiah Wheeler, both of Rutland, in the county of Rutland, be, and they are hereby discharged forever from their imprisonment on an execution, in favor of the Treasurer of the State of Vermont, against the said Joseph Barney, and Obadiah Wheeler; and the keeper of the gaol in the county of Rutland, is hereby directed to discharge and set at liberty the said Joseph Barney, and Obadiah Wheeler, from their imprisonment on the execution aforesaid.—*Provided,* That nothing herein contained shall be construed

to discharge the property of the said Joseph Barney, and Obadiah Wheeler, from the payment of the debt aforesaid; and an Alias execution may at any time issue against the property of said Barney and Wheeler, for the amount of said execution.

Alias execution may issue against property.

Passed November 5th, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 110.

An Act, making the necessary appropriation, for the support of government, for the present year, and for other purposes.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That there be paid out of the Treasury of this State, for the debenture of the Lieutenant Governor, the Council, and the contingent expenses thereof; and for the debenture of the General Assembly, and the contingent expenses thereof, including the debenture of the Auditor of accounts against this State, and of the surveyor of the public buildings, the sum of ten thousand, one hundred and eighty-nine dollars and twenty-two cents.

Debenture of the Lieut. Gov. council and general assembly.

Sec. 2. *And it is hereby further enacted,* That a sum not exceeding twelve thousand dollars, be, and the same is hereby appropriated for the purpose of paying such demands against this State, as may be allowed by the

\$12,000 appropriated for several purposes.

auditor of accounts, and for the payment of such orders as may be drawn by the direction of the Supreme Court, and Visitors of the State's prison.

Passed November 5th, 1810,

A. true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER III.

An Act, in addition to an Act, establishing a State Bank.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That the President of the State Bank, shall sometime, in the month of December, annually, visit each branch of said bank, and make a full and thorough examination into the circumstances, thereof, and make a settlement with the Cashier, of each branch so far as to ascertain, whether such Cashier, has faithfully performed the duties of his said Office, the preceeding year, and whether such Cashier or either of the directors are indebted to the bank, and whether any mismanagement, in such branch, may require the interference of the whole board of Directors, and if so to call a meeting thereof, and such directors, when met shall immediately take measures to remedy such evils, as they may find to exist, and if it shall be found that such Cashier, or either of said directors have broken the conditions of his office bonds, to the injury of said bank, the said

President directed to visit the several branches of the State bank in the month of Dec. annually.

His power and duty.

May call a meeting of the whole board of directors if necessary.

President, shall give information thereof to the Treasurer of this State, whose duty it shall be, immediately, to commence a suit on such bonds, and prosecute the same as the circumstances of the case may require.

Office bonds
when sued.

Passed November 5th, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 112.

An Act, laying a tax of two cents per acre on the town of Derby.

IT is hereby enacted by the General Assembly of the State of Vermont, That there be, and hereby is laid a tax of two cents per acre on all the lands in the township of Derby, in the county of Orleans, public lands excepted, for the purpose of making and repairing roads, and building bridges in said town; one half of said tax to be laid out and expended on the road, leading from lake Memphramagog, in Derby, to Guildhall, in the county of Essex, and the other moiety on the road leading from Salem, in the best direction to Canada line, near Kilbourn's mills; to be laid out and expended under the direction of Samuel Patch, John Sias, and Jehiel Boardman, all of said Derby, who are hereby appointed a committee to superintend the expenditure of said tax; and any Justice of the Peace within and for the county of Orleans, is hereby directed and empowered, to issue his warrant to Luther

Derby land
tax.

Newcomb, of said Derby, who is hereby appointed a collector to collect said tax; and said committee and collector are hereby directed in the expenditure and collection of said tax, to govern themselves in all things, agreeably to the general Statutes of this State, in that case made and provided.

Passed November 5th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 113.

An Act, appointing a committee to alter the Jurisdictional lines between the towns of Sheldon, Highgate, Swanton, and Huntsburgh.

Committee
appointed

Their power

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That Joseph Beeman, jun. Esq. of Fairfax, and Joseph D. Farnsworth, Esq. of Fairfield, be, and hereby are appointed a committee to examine the lines between the towns of Sheldon, Highgate, Swanton, and Huntsburgh, and if in the opinion of said committee, said lines for Jurisdictional and corporate purposes, ought to be altered, they are hereby authorised to alter the same, in such manner, as in their opinion will best convene the inhabitants of the several towns aforesaid:

Sec. 2. *And it is hereby further enacted,* That it shall be the duty of said committee,

to notify the Selectmen of the several towns aforesaid, of the time when they will attend to the business of their appointment, and they shall be paid for their services, by the several inhabitants of said towns, who shall apply to them to make such alteration, at the rate of two dollars per day.

Shall notify the selectmen of the several towns.

Sec. 3. *And it is hereby further enacted,* That said committee, if they deem it expedient to alter the Jurisdictional lines between the several towns aforesaid, shall on or before the first day of October next, make a return of the lines by them run (in alteration of the old lines) to the town clerks of each of said towns which shall be affected by such alteration, whose duty it shall be, to record the same in their respective offices : which lines when so run and recorded, shall be forever thereafter considered the Jurisdictional lines between said towns, unless altered by future order of the legislature.—*Provided nevertheless,* That if the Selectmen of any of the said towns, shall be unwilling that any alteration should be made in their respective town, it shall not be the duty of said committee to alter the lines of such town.

Shall make return to the town clerks of the several towns.

Who shall record the same.

Passed November 5th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 114.

An Act, legalising town proceedings, where-

W

in Officers were not freeholders—An Act, in addition to, and an amendment to an Act, entitled an Act, regulating Town Meetings, and the choice and duty of Town Officers.

IT is hereby enacted by the General Assembly of the State of Vermont, That all the Officers mentioned in the third section of the aforesaid Act, that have been heretofore chosen, and have served in their several capacities, agreeably thereto, shall be deemed legally appointed, and their acts and doings, good and valid in law, as if such persons had been freeholders, agreeably to the aforesaid Act, to which this is an addition.

Passed November 5th, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 115.

An Act, authorising the proprietors of the town of Sheffield, to establish a former survey and allotment of said town.

Preamble,

Whereas it has been represented to this Legislature, that the proprietors of the town of Sheffield, have heretofore legally surveyed and divided the greater part of said town into severalty, and that a draft and plan, has been made of the same, and regular records thereof kept by the said proprietors, which by misfortune are now lost or destroyed,

and cannot now be supplied on account of the death of the proprietor's clerk.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That the proprietors of the town of Sheffield, are hereby authorised and empowered, at any future meeting, legally warned and holden for that purpose, to ratify and confirm, the division and survey of said town, agreeably to the survey and plan originally made by Benjamin Sias, and when so ratified and confirmed, by a major part of the proprietors present at said meeting, and a record thereof made in the town clerk's office of said town, the said survey and allotment shall be to all intents and purposes, as good and valid in law, as though the said original records of said division had not been lost or destroyed.

Proprietors empowered to ratify and confirm former division and survey.

Provided, That the said proprietors, shall do no act or thing, which shall interfere with the rights of settlers, who have held and settled said lands, under the survey, and division as last aforesaid.

Proviso.

Passed November 5th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'ty.*

CHAPTER 116.

An Act, laying a tax on Morgan.

IT is hereby enacted by the General Assembly

Morgan
land tax.

of the State of Vermont, That there be, and hereby is laid a tax of three cents per acre on all the lands in the township of Morgan, in the county of Orleans, (lands sequestered for public, pious, and charitable uses excepted) for the purpose of making and repairing roads, and building bridges in said town; to be expended under the direction of Rufus Stewart, Calvin Wilcox, and Erastus Hatch, all of said Morgan, who are hereby appointed a committee to superintend the expenditure of said tax; and any Justice of the Peace within and for the county of Orleans, is hereby authorised, to issue his warrant to John Hedge, of said Morgan, who is hereby appointed a collector to collect said tax; and said committee and collector are hereby directed in the collecting, expending, and accounting for the monies to be raised by said tax, to govern themselves in all things, agreeably to the directions of the general Statutes of this State, in that case made and provided.

John Hedge
collector.

Passed November 5th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 117.

An Act, in addition to an Act, entitled An Act, for the relief of idiots, and distracted persons.

Sec. 1. *IT is hereby enacted by the General*

Assembly of the State of Vermont, That the Judges of Probate, shall have the power to call the guardians of idiots, non compos, lunatics and distracted persons, to render an account, in all things, relating to their guardianship, as is provided in the case of guardians of minors, and shall further have the power, and it shall be the duty of the several Judges of Probate, within their respective districts on the complaint of any friend of such idiot, non compos, lunatic, or distracted person, or of the Selectmen of the town of which such idiot, non compos, lunatic, or distracted person shall be an inhabitant, against any guardian as aforesaid, for any mismanagement, in the matters of his said guardianship, to call on said guardian to answer thereto, and on examination, such Judges shall respectively, have power at their discretion, to remove such guardian, and to appoint some other suitable person in his stead, who shall give bonds, as is directed in the fifth section of the Act to which this is an addition.

Judges of probate may compel guardians of idiots &c. to render an account &c.

On complaint of selectmen or other persons may remove such guardian.

May appoint guardians anew.

Sec. 2. And it is hereby further enacted, That the guardian so appointed, shall have a right to call the person so removed to account, for all matter relating to his guardianship, and also to prosecute, as well against the former guardian as against any other person or persons, any suit or action proper in law or equity, touching and concerning the right, interest and estate of the person to whom he shall have been so appointed guardian.

Such guardian may prosecute any suit or action against former guardian or other persons,

Passed November 5th, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 118.

An Act, in addition to the Act relating to the Probate of wills, and settlement of testate and intestate estates.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That whenever the personal estate of any person deceased, shall be insufficient to pay the debts due from such estate, with the cost of settlement, and the Judge of Probate, shall have ascertained the sum or dividend going to each creditor, out of the real estate of said deceased, any creditor of said deceased may at his or her election, take so much of the said real estate, as will pay the debt or dividend of such creditors, according to the appraisal of such real estate, as returned to, and accepted by such Judge of Probate, with the inventory of such estate to be set off by a committee of three disinterested freeholders of the vicinity, to be appointed by such Judge of Probate, and to be sworn to the faithful performance of their trust; but if any or all of the creditors of such deceased shall neglect, for sixty days after such Judge shall have ascertained the debt or dividend due to each creditor, as aforesaid, to make such election, or shall refuse so to receive such real estate so to be set off as aforesaid, the Judge of Probate shall proceed to settle the part of said real estate, not so set off, in the same manner as if this Act had not been passed.

Creditors of insolvent estates may take lands belonging to such estate in certain cases.

How set off.

Residue how disposed of

Proviso.

Provided, That in all such cases, the executor, or administrator of such estate shall,

within twenty days, after the debt or dividend of each creditor shall have been ascertained, as aforesaid, give to the creditors of such deceased, such notice, as shall be directed by such Judge of Probate.

Sec. 2. *And it is hereby further enacted,* That the setting off to any creditor, of the real estate of any person deceased, according to the provisions of the first section of this Act to be made by such committee, and returned to, and accepted by the Judge of Probate, of the district where such land lies, under the hands of such committee, and recorded in the probate office of such district; and also in the office of the town clerk of the town in which such land lies, shall be good and valid in law to pass such real estate to such creditor, his or her heirs and assigns, without any other ceremony whatever.

The setting off of lands of such estates together with a registry of the same &c. shall pass a good and valid title to the creditor.

Provided nevertheless, That the title of any creditor to any such real estate, shall be liable to be defeated any time within one year from the day on which the return of such committee shall be accepted, as aforesaid, by a payment of such creditor, or into the office of such Judge of Probate, by the legal representatives of such deceased, or any of them, the amount of the debt, or dividend of such creditor with the interest on the same, to the time of such payment.

The title of such creditor when & how defeated,

Passed November 5th, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 119.

An Act, appointing a committee to examine into the situation, and expenditures of the State's Prison, and for other purposes.

Committee appointed. *
 Their power
 Make report to the next session of the Legislature.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont, That Elihu Luce, Sherman Dewey, and Isaac Green, Esquires, be, and they hereby are appointed a committee, with full powers to audit and settle the accounts of the Visitors and Superintendent of the State's Prison, from the first day of December, 1809, up to the first day of December, 1810, and make a fair statement of all the raw materials furnished for the manufactory of said prison; and the amount of manufactured articles produced therefrom, as well as all other expenses, disbursements, and business of the said State's Prison; and make a full and fair statement thereof, and lay the same before the General Assembly, on or before the tenth day of their session, in October next, which committee shall be under oath, for the faithful discharge of the duties herein assigned them.*

Committee to be annually appointed,
 Their power

Sec. 2. *And it is hereby further enacted, That at the stated session of the legislature of this State, in October annually, there shall be appointed by the house of Representatives, a committee, consisting of three persons, whose duty it shall be, for the year in which they are appointed, to perform the services, assigned to the committee appointed in the first section of this Act, and make a like report to the*

next stated session of the legislature, as herein before provided.

Passed November 5th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'ty.*

CHAPTER 120.

An Act, making appropriation for completing the State's Prison.

IT is hereby enacted by the General Assembly of the State of Vermont, That there be, and hereby is appropriated the sum of three thousand seven hundred thirty three dollars and forty eight cents, for the purpose of defraying the expenses of building and completing the State Prison, in Windsor—And the Treasurer of this State is hereby directed to pay the Commissioners for building said Prison, the said sum of three thousand seven hundred and thirty-three dollars and forty-eight cents, out of any monies in the Treasury, not otherwise appropriated.

\$3733 48
appropriated for completing the State prison.

Treasurer directed to pay the commissioners.

Passed November 5th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'ty.*

CHAPTER 121.

An Act, altering the name of the town of

Middle Hero, in the county of Grand Isle,
to that of Grand Isle.

Name of
Middle He-
ro altered.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That the name of the town of Middle Hero, in the county of Grand Isle, shall be hereafter called and known by the name of Grand Isle.

Sec. 2. *And it is hereby further enacted,* That this Act shall not in any manner effect any suit, or advertisement, in which it was necessary to name the town of Middle Hero, previous to the passing of this Act.

Passed November 5th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 122.

An Act, empowering Apollos Austin, Joseph Warner, and Pliny Smith, to remove the obstructions in Otter creek, at or near the falls in Vergennes.

Preamble.

Whereas complaints have been made to this Assembly, that the inhabitants living on or near the bank of Otter creek, and Lemon fair, in the county of Addison, have been afflicted with sickness occasioned by the raising the waters of said streams above their natural level, by means of dams, and other obstructions, at or near the falls in, or near Vergennes—*Therefore,*

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That Apollos Austin, and Pliny Smith, both of Orwell, and Joseph Warner, of Sudbury, in Rutland county, be, and they are hereby appointed a committee, and hereby authorised and empowered to examine the dams, and obstructions in Otter creek, at or near the falls in Vergennes, in the county of Addison, and if upon examination they shall be of opinion, that the dams and obstructions therein, from raising the waters aforesaid, above their natural level, do cause sickness with the inhabitants living on or near the banks of Otter creek, and Lemon fair, they shall, after giving due notice to all parties in their opinion concerned therein, their agents, or attornies, proceed to lower down, or remove said dam, or dams, or other obstructions, at or near the falls in Vergennes aforesaid, at such time, and in such manner, as the said committee shall think proper.

Committee
appointed

Empowered
in their dis-
cretion to re-
move ob-
structions in
Otter creek.

Sec. 2. *And it is hereby further enacted,* That in case the said committee, or a major part of them, shall direct the owner or owners of any dam, or obstructions at or near the falls aforesaid, in writing, under their hands, to remove or lower down said dam or dams, or remove the obstructions aforesaid, it shall be the duty of said owner, or owners, immediately and without delay to obey such directions; and in case of neglect or refusal of such owner, or owners, it shall be lawful for any person or persons, to do the same, according to the direction of our said committee.

May direct
owners of
dams across
said Otter
creek to re-
move the
same.

Upon the
neglect or
refusal of
such owners
to remove
the same
any other
person may.

Passed November 5th, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 123.

An Act, appointing a committee to accept the State's Prison, and to cancel the bonds of the Commissioners, appointed to superintend the building of the same.

Committee
appointed.

Their power

Make report
to the next
session of
the legisla-
ture.

IT is hereby enacted by the General Assembly of the State of Vermont, That the Hon. Royal Tyler, Esq. Titus Hutchinson, and Benjamin Swan, Esqrs. be, and they are hereby appointed a committee with full power, to examine and accept the State's Prison, built at Windsor, and said committee are hereby fully empowered to cancel or give up to said Commissioners, the bonds by them given to this State, for the faithful performance of their duty, in building the same, and said committee are hereby directed to make report of their doings in the premises, to the next session of the Legislature.

Passed November 5th, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

CHAPTER 124.

An Act, directing the Treasurer to pay the sum therein mentioned.

Treasurer
directed to
pay Ben. H.
Oak 7 dolls.
50 cents.

IT is hereby enacted by the General Assembly of the State of Vermont, That the Treasurer be, and he hereby is directed to pay Benjamin H. Oak, the sum of seven dollars and fifty

cents, it being for boarding State prisoners in Chelsea Gaol, in the summer of 1810.

Passed November 5th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 125.

An Act, directing the Treasurer to pay Sylvanus Baldwin, the sum therein mentioned.

IT is hereby enacted by the General Assembly of the State of Vermont, That the Treasurer be, and he hereby is directed to pay Sylvanus Baldwin, surveyor of the public buildings, thirty-five dollars and seventy-three cents, it being the amount of his account, for taking care of, and repairing the public buildings, at Montpelier, during the last year, to be paid out of any monies in the Treasury, not otherwise appropriated.

Treasurer
directed to
pay Sylva-
nus Baldwin.
\$35 73

Passed November 5th, 1810.

A true copy,

Attest. THOMAS LEVERETT, *Sec'y.*

CHAPTER 126.

An Act granting a new trial to John Levake.

Preamble,

Whereas Nehemiah Noble, of Bethel, in the county of Windsor, on the 15th day of September, A. D. 1810, by the consideration of Nathaniel Troop, Esq. Justice of the Peace, within and for the county of Windsor, recovered Judgment against John Levake, of Bolton, county of Chittenden, by default, for the sum of nineteen dollars and twenty cents damages, and four dollars and seventy-three cents cost; and whereas it appears to this Legislature, that the said John has had no day in court, and is now without remedy at law—*Therefore,*

New trial granted to John Levake.

Time when and where.

Parties may appeal.

Former proceedings stayed.

Sec. 1. *IT is hereby enacted by the General Assembly of the State of Vermont,* That there be, and hereby is granted to said John Levake, a new trial in said action, and the said Nathaniel Throop, is hereby directed and empowered, on the 15th day of January, 1811, at one o'clock on said day, at the dwelling house of Minot Wheeler, in said Bethel, to hear and try anew said action, and the same proceedings, in the trial of said action are to be had, and said parties shall have the same right of appealing from the decision of said Justice, as if no such action had heretofore been heard and tried; and all proceedings upon the Judgment aforesaid, shall be stayed until final Judgment shall be had in said new trial, and any Sheriff, Constable, or other Officer, who now has, or hereafter shall have the execution, issued upon the Judgment aforesaid, is hereby directed not to proceed in the collection of the same, and said Sheriff, Constable, or other Officer, is hereby discharged from all liabilities, on account of not serving said execution as aforesaid.

Sec. 2. *And it is hereby further enacted,*
That the court, before whom final Judgment,
in said action, shall be had, shall allow the
party recovering all legal costs which accrued,
in consequence of the former trial.

Legal cost
shall be al-
lowed.

Sec. 3. *And it is hereby further enacted,*
That if either of said parties shall neglect to
appear at the place and time above mention-
ed; said Justice, is hereby directed to proceed
ex parte, and render Judgment, the same as in
original actions, and issue execution accord-
ingly.

Either par-
ty neglect-
ing to ap-
pear, Justice
may proceed
ex parte.

Provided nevertheless, That if the said Jus-
tice, should be prevented by sickness or other
cause, from attending to try said cause, at the
time and place within mentioned, he may ap-
point another time and place, in Bethel afore-
said, for the trial of said cause, as said Le-
vake shall request, giving notice of such time
and place of trial, to said Noble, by citation,
issued for that purpose, and served by some
proper Officer, at least, six days before such
time of trial.—*Provided nevertheless,* such tri-
al before said Justice, shall be had, before the
first day of March next.

Proviso.

Passed November 5th, 1810.

A true copy,

Attest. THOMAS LEVERETT, Sec'y.

STATE OF VERMONT.

SECRETARY OF STATE'S OFFICE,

Windsor, December 3d, 1810.

I HEREBY certify, that the foregoing one hundred and twenty-six chapters, from page 3, to page 175, inclusive, contain all the Acts passed by the Legislature of this State, at their session at Montpelier, begun and holden on the eleventh day of October, A. D. one thousand eight hundred and ten; and that they are true copies from the original Acts in my Office.

Attest. THOMAS LEVERETT, Sec'y.

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